TO 11-30-2015

# ORIGINAL DECISION REPORT FROM 11-01-2015

**COMPLAINT NO:** 171973 **VIOLATION DATE:** 06/09/2015

D.B.A : IATESTAT IMPORTS

ADDRESS : 6545 LANSDOWNE AVE

PHILADELPHIA PA 19151 COUNTY: OUTSTATE

LICENSEE(S): IATESTA, ANTHONY L INTEREST: IN

CHARGE: 1) FAILED TO SUBMIT A MONTHLY REPORT TO THE COMMISSION, WHICH WAS DUE FEBRUARY 15, 2015; 2) FAILED TO SUBMIT A MONTHLY REPORT TO THE COMMISSION, WHICH WAS DUE MARCH 15, 2015; 3)

FAILED TO SUBMIT A MONTHLY REPORT TO THE COMMISSION, WHICH WAS DUE APRIL 15, 2015; 4) A WINE MAKER, FAILED TO PAY THE PROPER TAX DUE WITH THE REPORT TO THE COMMISSION: (LCC INV

ORM)

COMM. ORDER: 10-07-2015 HEARING HELD ESCANABA MOURNING/GEISSLER/CONTRACT

11-05-2015 AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$300 EACH FOR CHARGE NOS. 1 THRU 4, BEING A TOTAL FINE OF \$1200, IN THIS MATTER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT ALL LICENSES AND PERMITS ISSUED BY THE COMMISSION TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IT THE MISSING REPORTS ARE NOT SUBMITTED TO THE COMMISSION AND IF THE ABOVE TOTAL FINE, TAXES, LATE FEES, AND ACCRUED INTEREST, ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THE LICENSEE IS IN COMPLIANCE WITH THIS ORDER

OR THE LICENSES AND PERMITS ARE TERMINATED, PURSUANT TO RULE 436.1107.

**COMPLAINT NO:** 172456 **VIOLATION DATE:** 04/29/2015

D.B.A :

ADDRESS : 23589 STATE ROUTE WW

SAINTE GENEVIEVE MO 63670 COUNTY: OUTSTATE

LICENSEE(S): CROWN VALLEY WINERY, INC.

CHARGE: A LICENSED OUTSTATE SELLER OF WINE SOLD AND DIRECTLY SHIPPED A QUANTITY OF ALCOHOLIC

LIQUOR, CROWN VALLEY MUSCATO WINE, TO THE INVESTIGATOR, WITHOUT A DIRECT SHIPPER PERMIT:

(LCC INV NICKEL)

COMM. ORDER: 10-29-2015 HEARING HELD LANSING CLEMENTE/HALL/DECLERCQ RULE 15(E)

11-06-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATION SINCE BEING LICENSED ON SEPTEMBER 27, 2011, AT THE ABOVE LOCATION UNDER THE CURRENT

OWNERSHIP.

THEREFORE, THE COMMISSIONER ORDERS A FINE OF \$100 FOR THE SINGLE CHARGE, AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIVE (5) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$100 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT

CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

**COMPLAINT NO:** 172548 **VIOLATION DATE:** 05/21/2015

D.B.A : OFF THE BEATEN PATH SALOON

ADDRESS : 1590 FIFTY SIXTH

FENNVILLE MI 49408 COUNTY: ALLEGAN

LICENSEE(S): HELMAD LLC INTEREST: LLC

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 07-02-2014
BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM

APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 11-20-2014 :

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 10-28-2015 HEARING HELD GRAND RAPIDS CLEMENTE/HALL/DECLERCQ RULE 15(E)

11-05-2015 As a penalty, the commissioner orders a fine of \$300 in this matter. Further, the commissioner orders that a suspension of fifteen (15) continuous days shall be imposed, with this suspension to run consecutively and not concurrently with any other suspension ordered by the commission, if the total fine is not paid within forty-five (45)

DAYS FROM THE MAILING DATE OF THIS ORDER.

AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS ALL LICENSES AND PERMITS ISSUED BY THE COMMISSION TO THIS LICENSEE AT THE ABOVE ADDRESS, BE SUSPENDED FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER IF DOCUMENTARY PROOF OF SERVER TRAINING HAS NOT BEEN PROVIDED IN ACCORDANCE WITH THE PROVISIONS OF THE ADMINISTRATIVE COMMISSIONERS' JULY 2, 2014 ORDER. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL SATISFACTORY DOCUMENTARY PROOF OF SERVER TRAINING IS RECEIVED BY THE COMMISSION, OR THE LICENSES AND PERMITS ARE

TERMINATED UNDER THE PROVISIONS OF ADMINISTRATIVE RULE R 436.1107.

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# ORIGINAL DECISION REPORT FROM 11-01-2015

TO 11-30-2015

COMPLAINT NO: 173485 VIOLATION DATE : 08/14/2015

BROOKLYN BOYZ D.B.A 507 E MIDLAND ADDRESS

> BAY CITY MI 48706 COUNTY: BAY

LICENSEE(S): BROOKLYN BOYZ, INC. INTEREST :

FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 11-12-2014 CHARGE

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 02-13-2015:

(MLCC SERVER TRAINING COORDINATOR)

11-03-2015 LIC ACK COMMISSIONER CLEMENTE COMM. ORDER :

11-25-2015 FINE - WAIVED

COMPLAINT NO: 173563 VIOLATION DATE : 03/11/2015

D.B.A : WAL-MART SUPERCENTER #2062

ADDRESS : 1400 MALL

> BENTON HARBOR MI 49022 COUNTY: BERRIEN

LICENSEE(S): WAL-MART STORES EAST, LIMITED PARTNERSHIP INTEREST : T.TP

ASHLEY CLEMONS, THE CLERK, SERVANT, AGENT OR EMPLOYEE OF THE LICENSEE, ENGAGED IN AN

ILLEGAL OCCUPATION/ACT UPON THE LICENSED PREMISES, SPECIFICALLY: SALE OF TOBACCO TO MINOR

: (LCC INV SCHMIDT)

10-26-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR THE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER

COMPLAINT NO: 173706 09/30/2015 VIOLATION DATE :

D.B.A : R & S SUPER MARKET

ADDRESS • 9513 US 31

> BERRIEN SPRINGS MT 49103 COUNTY: BERRIEN

LICENSEE(S): R & S SUPER MARKET, L.L.C. INTEREST : LLC

: NSF CHECK \$2279.57 \*\*PAID NSF 10/26/15\*\* CHARGE 10-26-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 3 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

COMPLAINT NO: 173566 VIOLATION DATE: 02/25/2015

HANDY SPOT TOO D.B.A ADDRESS 3940 FIKES

> RIVERSIDE MI 49084 COUNTY: BERRIEN

LICENSEE(S): GREER, LAURIE A INTEREST: IND

AMY GUNDERSON, THE CLERK, SERVANT, AGENT OR EMPLOYEE OF THE LICENSEE, ENGAGED IN AN CHARGE ILLEGAL OCCUPATION/ACT UPON THE LICENSED PREMISES, SPECIFICALLY: SALE OF TOBACCO TO MINOR

: (LCC INV SCHMIDT)

10-21-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

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# **ORIGINAL DECISION REPORT FROM 11-01-2015**

**COMPLAINT NO:** 173565 **VIOLATION DATE:** 03/16/2015

D.B.A : ROOSTER'S PARTY STORE
ADDRESS : 1607- 1609 LAKE SHORE

SAINT JOSEPH MI 49085 COUNTY: BERRIEN

LICENSEE(S): STEMPIEN INVESTMENTS, INC. INTEREST: CR

CHARGE: SHARON CARLSON, THE CLERK, SERVANT, AGENT OR EMPLOYEE OF THE LICENSEE, ENGAGED IN AN

ILLEGAL OCCUPATION/ACT UPON THE LICENSED PREMISES, SPECIFICALLY: SALE OF TOBACCO TO MINOR

: (LCC INV SCHMIDT)

COMM. ORDER: 10-26-2015 LIC ACK COMMISSIONERCLEMENTE

11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR THE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 172729 **VIOLATION DATE:** 08/04/2015

D.B.A : THE POP SHOP

ADDRESS : 120 E LEIGH

HOMER MI 49245 COUNTY: CALHOUN

LICENSEE(S): FOLK OIL COMPANY, INC.

CHARGE : SOLD OR FURNISHED ALCOHOL TO BRIAN BAILEY, WHO WAS IN AN INTOXICATED OR VISIBLY

INTOXICATED CONDITION: (CALHOUN COUNTY SD, OFC HAMILTON)

COMM. ORDER: 11-06-2015 STIP FOR PROPOSED NEG SETTLMENT-COMM CLEMENTE-AG HALL

11-25-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$800.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 40 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION

ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. 801(2) NEGOTIATED SETTLEMENT

**COMPLAINT NO:** 172793 **VIOLATION DATE:** 07/18/2015

D.B.A : EXIT 310 SMOKEHOUSE

**ADDRESS** : 6031 M 68

INDIAN RIVER MI 49749 COUNTY: CHEBOYGAN

LICENSEE(S): EXIT 3100, LLC INTEREST: LLC

CHARGE: 1-2) SOLD OR FURNISHED ALCOHOL TO UNNAMED MINORS, ESC-406, (18) AND ESC-409, (18): LCC

INVS COMBER AND RANSHAW/CLERK LORI JEAN COLE/ID CHECKED)

COMM. ORDER: 10-08-2015 HEARING HELD ST IGNAMCE MOURNING/GEISSLER/CONTRACT

11-04-2015 AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$500 EACH FOR CHARGE NOS. 1 AND 2, BEING A TOTAL FINE OF \$1000, IN THIS MATTER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF FIFTY (50) CONTINUOUS DAYS SHALL BE

IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. 801(2) RULE 15E

**COMPLAINT NO:** 171386 **VIOLATION DATE:** 04/19/2015

D.B.A : SATISFIED FROG TAVERN

ADDRESS : 209 W PORTAGE

SAULT SAINTE MARIE MI 49783 COUNTY: CHIPPEWA

LICENSEE(S): BAR-VILLE, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOLIC BEVERAGES WITHOUT FULLY COMPLYING WITH THE PROVISIONS OF THE MICHIGAN LIQUOR CONTROL CODE BY FAILING TO PROVIDE PROOF OF FINANCIAL RESPONSIBILITY,

WHICH RESULTED IN A SUSPENSION BASED ON AN ORDER OF THE COMMISSION DATED APRIL 1, 2015 :

(LCC INV ORM)

COMM. ORDER: 10-07-2015 LIC ACK COMMISSIONERCLEMENTE

11-10-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 5 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

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# ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 171029 VIOLATION DATE : 11/04/2014

MERCHANT'S COCKTAIL BAR D.B.A

108 W SPRUCE ADDRESS

> SAULT SAINTE MARIE MI 49783 COUNTY: CHIPPEWA

LICENSEE(S) : MERCHANTS COCKTAIL BAR, INC.

1) SOLD OR FURNISHED ALCOHOL TO RANDY AIKENS, WHO WAS IN AN INTOXICATED OR VISIBLY CHARGE INTOXICATED CONDITION; 2) ALLOWED RANDY AIKENS, WHO WAS IN AN INTOXICATED CONDITION TO

CONSUME ALCOHOL UPON THE LICENSED PREMISES; 3) ALLOWED RANDY AIKENS, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES: (SAULT STE MARIE

PD, OFCS BJORNE, SCHLEGEL AND DET HILL)

10-02-2015 STIP FOR PROPOSED NEG SETTLEMENT-ALJ MOURNING-AG GEISSLER. COMM. ORDER :

> 11-02-2015 IT IS ORDERED THAT: 1.THE LICENSEE'S PLEAS OF ACKNOWLEDGMENT TO CHARGE NOS. 1 [PURSUANT TO MCL 436.2025(3)], 2, AND 3 AS CITED IN THE COMPLAINT ARE ACCEPTED BY THE

ADMINISTRATIVE LAW JUDGE;

2. THE VIOLATION REPORT AND ITS ATTACHMENTS ARE ENTERED INTO THE HEARING RECORD AS SUBSTANTIVE EVIDENCE;

3. THE ADMINISTRATIVE LAW JUDGE WILL TAKE NOTICE OF THE PRIOR RECORD OF THIS LICENSEE, SINCE BEING LICENSED ON OCTOBER 28, 1986, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP;

4. THE LICENSEE VIOLATED MCL 436.2025(3) AS CITED IN CHARGE NO. 1, MCL 436.1707(2) AS CITED IN CHARGE NO. 2, AND MCL 436.1707(4) AS CITED IN CHARGE NO. 3 IN THE COMPLAINT; 5. AS A PENALTY, THE LICENSEE SHALL PAY A TOTAL FINE OF \$300 EACH FOR CHARGE NOS. 1, 2, AND 3, BEING A TOTAL FINE OF \$900, IN THIS MATTER;

6. THE LICENSES AND PERMITS FOR THIS BUSINESS LOCATION SHALL BE IMMEDIATELY PLACED IN ESCROW AND SHALL REMAIN IN ESCROW UNTIL ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL AND EITHER THE LICENSES AND PERMITS ARE TRANSFERRED TO AN INDIVIDUAL OR ENTITY APPROVED BY THE COMMISSION OR THE LICENSES AND PERMITS TERMINATE PURSUANT TO THE PROVISIONS IN RULE 436.1107.

7. THIS NEGOTIATED SETTLEMENT IS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION, THAT THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, EITHER TO THE COMMISSION OR ANY COURT OF LAW, THAT THE PLEAS IN THIS CASE HAVE BEEN ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES, THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED AS PART OF THE OFFICIAL RECORD HEREIN, AND THAT THIS NEGOTIATED SETTLEMENT REPRESENTS THE FINAL AGREED SETTLEMENT. THE LICENSEE VIOLATED MCL 436.1801(2)

COMPLATNT NO: 171030 10/13/2014 VIOLATION DATE :

D.B.A MERCHANT'S COCKTAIL BAR

: 108 W SPRUCE ADDRESS

> SAULT SAINTE MARIE MI 49783 COUNTY: CHIPPEWA

INTEREST : LICENSEE(S): MERCHANTS COCKTAIL BAR, INC.

1) SOLD OR FURNISHED ALCOHOL TO DAKOTA HICKMAN, DECEASED, WHO WAS IN AN INTOXICATED OR CHARGE

VISIBLY INTOXICATED CONDITION; 2) ALLOWED DAKOTA HICKMAN, DECEASED, WHO WAS IN AN INTOXICATED CONDITION TO CONSUME ALCOHOL UPON THE LICENSED PREMISES; 3) ALLOWED DAKOTA HICKMAN, DECEASED, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE

LICENSED PREMISES: (SAULT STE MARIE PD, OFCS HILL, KACZMAREK AND DET/SGT SWANSON)

10-02-2015 STIP FOR PROPOSED NEGOIATED SETTLEMENT-ALJ MOURNING-AG GEISSLER COMM. ORDER :

11-02-2015 IT IS ORDERED THAT: 1. THE LICENSEE'S PLEAS OF NO CONTEST TO CHARGE NOS. 1 [PURSUANT TO MCL 436.1801(2)], 2, AND 3 AS CITED IN THE COMPLAINT ARE ACCEPTED BY THE ADMINISTRATIVE LAW JUDGE;

2. THE VIOLATION REPORT AND ITS ATTACHMENTS ARE ENTERED. INTO THE HEARING RECORD AS SUBSTANTIVE EVIDENCE;

3. THE ADMINISTRATIVE LAW JUDGE WILL TAKE NOTICE OF THE PRIOR RECORD OF THIS LICENSEE, SINCE BEING LICENSED ON OCTOBER 28, 1986, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP;

4. THE LICENSEE VIOLATED MCL 436.1801(2) AS CITED IN CHARGE NO. 1, MCL 436.1707(2) AS CITED IN CHARGE NO. 2, AND MCL 436.1707(4) AS CITED IN CHARGE NO. 3 IN THE COMPLAINT; 5. AS A PENALTY, THE LICENSEE SHALL PAY A TOTAL FINE OF \$1000 FOR CHARGE NO. 1 AND \$300EACH FOR CHARGE NOS. 2 AND 3, BEING A TOTAL FINE OF \$1600, IN THIS MATTER;

6. THE LICENSES AND PERMITS FOR THIS BUSINESS LOCATION SHALL BE IMMEDIATELY PLACED IN ESCROW AND SHALL REMAIN IN ESCROW UNTIL ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL AND EITHER THE LICENSES AND PERMITS ARE TRANSFERRED TO AN INDIVIDUAL OR ENTITY APPROVED BY THE COMMISSION OR THE LICENSES AND PERMITS TERMINATE PURSUANT TO THE PROVISIONS IN RULE

436.1107.

7. THIS NEGOTIATED SETTLEMENT IS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION, THAT THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, EITHER TO THE COMMISSION OR ANY COURT OF LAW, THAT THE PLEAS IN THIS CASE HAVE BEEN ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES, THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED AS PART OF THE OFFICIAL RECORD HEREIN, AND THAT THIS NEGOTIATED SETTLEMENT REPRESENTS THE FINAL AGREED SETTLEMENT. THE LICENSEE VIOLATED MCL 436.1801(2)

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TO 11-30-2015

03/07/2014

VIOLATION DATE :

# ORIGINAL DECISION REPORT FROM 11-01-2015

171028 MERCHANT'S COCKTAIL BAR D.B.A

108 W SPRUCE ADDRESS

> SAULT SAINTE MARIE MI 49783 COUNTY: CHIPPEWA

LICENSEE(S) : MERCHANTS COCKTAIL BAR, INC. INTEREST :

CHARGE

COMPLAINT NO:

1,6) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO SILAS BURKE, DATE OF BIRTH AUGUST 13, 1997, & SARAH BURKE, DATE OF BIRTH DECEMBER 30, 1998 WERE WAS LESS THAN TWENTY-ONE (21) YEARS OLD; 2) ALLOWED SILAS BURKE, WHO WAS LESS THAN TWENTY-ONE (21) YEARS OLD, TO CONSUME OR POSSESS ALCOHOLIC LIQUOR FOR PERSONAL CONSUMPTION ON THE LICENSED PREMISES; 3) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO SILAS BURKE, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 4)ALLOWED SILAS BURKE, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 5) ALLOWED SILAS BURKE, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 7)ALLOWED SARAH BURKE, WHO WAS LESS THAN TWENTY-ONE (21) YEARS OLD, TO CONSUME OR POSSESS ALCOHOLIC LIQUOR FOR PERSONAL CONSUMPTION ON THE LICENSED PREMISES; 8) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO SARAH BURKE, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 9) ALLOWED SARAH BURKE, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 10)ALLOWED SARAH BURKE, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 11)SOLD OR FURNISHED ALCOHOLIC LIQUOR TO WILLIAM MYERS, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 12) ALLOWED WILLIAM MYERS, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 13) ALLOWED WILLIAM MYERS, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES;14)SOLD OR FURNISHED ALCOHOLIC LIQUOR TO KATHLEEN MYERS, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 15) ALLOWED KATHLEEN MYERS, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 16)ALLOWED KATHLEEN MYERS, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES: (SAULT STE MARIE PD, OFCS NICHOLSON, MATTSON, STEMPKY & SGT HENDERSON)

10-02-2015 STIP FOR PROPOSED NEG SETTLEMENT-ALJ MOURNING-AG GEISSLER. COMM. ORDER :

> 10-30-2015 1.THE LICENSEE'S PLEAS OF ACKNOWLEDGMENT TO CHARGE NOS. 1 THROUGH 5 AND CHARGE NOS. 14 THROUGH 16 AS CITED IN THE COMPLAINT ARE ACCEPTED BY THE ADMINISTRATIVE LAW JUDGE. CHARGE NOS. 1, 3, AND 14 ARE ACKNOWLEDGED PURSUANT TO MCL 436.1801(2);

2. CHARGE NOS. 6 THROUGH 13 ARE DISMISSED WITH PREJUDICE;

3.THE VIOLATION REPORT AND ITS ATTACHMENTS ARE ENTERED INTO THE HEARING RECORD AS SUBSTANTIVE EVIDENCE;

4. THE ADMINISTRATIVE LAW JUDGE WILL TAKE NOTICE OF THE PRIOR RECORD OF THIS LICENSEE, SINCE BEING LICENSED ON OCTOBER 28, 1986, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT

5.THE LICENSEE VIOLATED MCL 436.1801(2) AS CITED IN CHARGE NOS. 1, 3, AND 14, MCL 436.1707(5) AS CITED IN CHARGE NO. 2, MCL 436.1707(2) AS CITED IN CHARGE NOS. 4 AND 15, AND MCL 436.1707(4) AS CITED IN CHARGE NOS. 5 AND 16, IN THE COMPLAINT; 6. AS A PENALTY, THE LICENSEE SHALL PAY A TOTAL FINE OF \$800 EACH FOR CHARGE NOS. 1 AND 14, \$300 FOR CHARGE NO. 2, \$500 FOR CHARGE NO. 3, \$200 EACH FOR CHARGE NOS. 4, 5, 15,

AND 16 BEING A TOTAL FINE OF \$3200, IN THIS MATTER; 7. THE LICENSES AND PERMITS FOR THIS BUSINESS LOCATION SHALL BE IMMEDIATELY PLACED IN ESCROW AND SHALL REMAIN IN ESCROW UNTIL ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL AND EITHER THE LICENSES AND PERMITS ARE TRANSFERRED TO AN INDIVIDUAL OR ENTITY APPROVED BY THE COMMISSION OR THE LICENSES AND PERMITS TERMINATE PURSUANT TO THE PROVISIONS IN RULE 436.1107.

8. THIS NEGOTIATED SETTLEMENT IS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION, THAT THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, EITHER TO THE COMMISSION OR ANY COURT OF LAW, THAT THE PLEAS IN THIS CASE HAVE BEEN ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES, THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED AS PART OF THE OFFICIAL RECORD HEREIN, AND THAT THIS NEGOTIATED SETTLEMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

11-13-2015 THE LICENSEE VIOLATED MCL 436.1801(2)

COMPLAINT NO: 172370 VIOLATION DATE : 06/25/2015

HARRISON LODGE NO. 2235, LOYAL ORDER OF MOOSE, INC. D.B.A :

5185 N CLARE ADDRESS

> HARRISON MI 48625 COUNTY: CLARE

LICENSEE(S) : HARRISON LODGE NO. 2235, LOYAL ORDER OF MOOSE, INC. INTEREST : CLB

NSF CHECK \$234.00 \*\*PAID NSF IN FULL 7/24/15\*\* CHARGE

10-20-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 3 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

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# ORIGINAL DECISION REPORT FROM 11-01-2015

TO 11-30-2015

COMPLAINT NO: 172308 VIOLATION DATE : 05/28/2015

MULTANI PARTY STORE D.B.A

2080 W HYDE ADDRESS

> SAINT JOHNS MI 48879 COUNTY: CLINTON

LICENSEE(S): MULTANI INC INTEREST :

1) ALLOWED NARCOTICS PARAPHERNALIA, SPECIFICALLY: 56 GLASS PIPES, TO BE USED, STORED, CHARGE

EXCHANGED OR SOLD ON THE LICENSED PREMISES; 2) ALLOWED NARCOTICS PARAPHERNALIA, SPECIFICALLY: 23 METAL PIPES, TO BE USED, STORED, EXCHANGED OR SOLD ON THE LICENSED

PREMISES : (LCC INV PERILLOUX)

10-29-2015 HEARING HELD LANSING CLEMENTE/HALL/DECLERCQ NEG SETTLEMENT COMM. ORDER :

> 11-06-2015 IN THIS MATTER, WHICH WILL BE WAIVED; IN THE EVENT THE LICENSEE IS FOUND RESPONSIBLE FOR A VIOLATION OF RULE 436.1011(6)(E), NARCOTICS PARAPHERNALIA, THEN AS

ADDITIONAL PENALTY THE COMMISSION SHALL ASSES A 3 DAY SUSPENSION.

THE COMMISSIONER ALSO ORDERS THE ENFORCEMENT DIVISION OF THE COMMISSION TO, IN ACCORDANCE WITH THE LAW, DISPOSE OF THE EVIDENCE SEIZED DURING THIS INVESTIGATION. THE OTHER SEIZED ITEMS BEYOND GLASS AND METAL PIPES, SHALL BE RETURNED TO THE LICENSEE UPON REQUEST. FURTHER, THE COMMISSIONER ORDERS THAT THIS NEGOTIATED SETTLEMENT IS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION, THAT THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE COMMISSION OR ANY COURT OF LAW, THAT THE PLEA IN THIS CASE HAS BEEN ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES, THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED AS PART OF THE OFFICIAL RECORD HEREIN, AND THAT THIS NEGOTIATED SETTLEMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

11-06-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE STATEMENT OF SUPPORT FOR THE AFOREMENTIONED SETTLEMENT BY INVESTIGATOR PERILLOUX OF THE COMMISSION. IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE SECURING COMMISSION LICENSURE ON DECEMBER 12, 2011, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER FURTHER TOOK INTO CONSIDERATION, AS MITIGATIVE CIRCUMSTANCES, THE STATEMENTS MADE BY THE PARTIES. IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW: THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO CHARGE NOS. 1 AND 2 IN COMPLAINT NO. 5-172308.THE COMMISSIONER ACCEPTS THE VIOLATION REPORT AND ITS ATTACHMENTS AS SUBSTANTIVE EVIDENCE. FURTHER, THE COMMISSIONER ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE SECURING COMMISSION LICENSURE AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE VIOLATION REPORT AND ITS ATTACHMENTS, THE COMMISSIONER FINDS THAT THE LICENSEE VIOLATED MCL 436.1011(6)(E), AS CITED IN CHARGE NOS. 1 AND 2 IN THE COMPLAINT IN THIS MATTER. AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$150 FOR CHARGE NOS. 1 AND 2, FOR A TOTAL FINE OF \$300, IN THIS MATTER. FURTHER, THE COMMISSIONER ORDERS THAT A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS SHALL BE IMPOSED, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE TOTAL FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. ADDITIONALLY THE LICENSEE WILL SERVE A SUSPENSION OF THREE (3) DAYS, AS PENAL

172929 COMPLAINT NO: 07/09/2015 VIOLATION DATE :

D.B.A : KON-TIKI BAR ADDRESS : 1123 N FIRST

> ESCANABA MI 49829 COUNTY: DELTA

LICENSEE(S): KICKSTANDS ENTERTAINMENT GROUP, LLC INTEREST : LLC

FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 11-19-2014 CHARGE BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 01-08-2015

(MLCC SERVER TRAINING COORDINATOR)

09-01-2015 LIC ACK COMMISSIONER CLEMENTE COMM. ORDER :

> 11-23-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY OF \$150.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF SEVEN (7) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC THAT IS NOT RELATED TO THIS VIOLATION, IF THE ASSESSED PENALTY IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS ALL LICENSES AND PERMITS ISSUED BY THE MLCC

> TO THIS LICENSEE AT THE ABOVE NOTED ADDRESS, BE SUSPENDED 45 DAYS FROM THE MAILING DATE OF THIS ORDER IF DOCUMENTARY PROOF OF SERVER TRAINING HAS NOT BEEN PROVIDED IN ACCORDANCE WITH THE PROVISIONS OF THE ADMINISTRATIVE COMMISSIONERS' NOVEMBER 19, 2014 ORDER. SUSPENSION SHALL REMAIN IN EFFECT UNTIL SATISFACTORY DOCUMENTARY PROOF OF SERVER TRAINING IS RECEIVED BY THE MLCC, OR THE LICENSES AND PERMITS ARE TERMINATED UNDER THE PROVISIONS

OF ADMINISTRATIVE RULE R 436.1107.

TO 11-30-2015

### ORIGINAL DECISION REPORT FROM 11-01-2015

**COMPLAINT NO: 172173 VIOLATION DATE: 04/15/2015** 

D.B.A

ADDRESS : 16

1636 LUDINGTON

ESCANABA MI 49829 COUNTY: DELTA

LICENSEE(S): EL PATRON MEXICAN RESTAURANT, INC INTEREST: C

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 10-14-2014

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 10-14-2014 :

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 10-07-2015 HEARING HELD ESCANABA MOURNING/GEISSLER/CONTRACT

11-04-2015 AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$300 IN THIS MATTER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING OF THIS ORDER.AS ADDITIONAL PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS ALL LICENSES AND PERMITS ISSUED BY THE COMMISSION TO THIS LICENSEE AT THE ABOVE-NAMED ADDRESS BE SUSPENDED AS OF DECEMBER 1, 2015. THIS SUSPENSION IS WAIVED IF DOCUMENTARY PROOF OF THE SUCCESSFUL COMPLETION OF A SERVER TRAINING PROGRAM IS PROVIDED IN ACCORDANCE WITH THE COMMISSION'S ORDER DATED OCTOBER 14, 2014. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL SUCH TIME AS SATISFACTORY DOCUMENTARY PROOF OF A SERVER TRAINING PROGRAM IS PROGRAM IS RECEIVED BY THE COMMISSION OR THE

LICENSES AND PERMITS ARE TERMINATED PURSUANT TO RULE 436.1107.

**COMPLAINT NO: 173497 VIOLATION DATE: 09/17/2015** 

D.B.A : SAND BAR
ADDRESS : 903 DELTA

GLADSTONE MI 49837

COUNTY: DELTA

LICENSEE(S): CAT-N-DALE CORPORATION INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, ESC-404 (20): (LCC INVS RAYMOND AND

RADEMACHER/CLERK NICO PENELOPE SUZANNE KLINGSHIRN/ID CHECKED)

COMM. ORDER: 10-19-2015 LIC ACK COMMISSIONERCLEMENTE

11-10-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$700 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THIRTY FIVE (35) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING

DATE OF THIS ORDER.

**COMPLAINT NO:** 171596 **VIOLATION DATE:** 04/30/2015

D.B.A : CUCULI'S

ADDRESS : 511 RAILROAD

CHANNING MI 49815 COUNTY: DICKINSON

LICENSEE(S): COONROD TAVERN, INC. INTEREST: CRP

CHARGE: NSF CHECK \$573.68 \*\*NSF PAID IN FULL 6/2/15\*\*

COMM. ORDER: 10-07-2015 HEARING HELD ESCANABA MOURNING/GEISSLER/CONTRACT

11-04-2015 AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$50 IN THIS MATTER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF THREE (3) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS

NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER

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TO 11-30-2015

# ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 172092 VIOLATION DATE: 06/12/2015

D.B.A : DICKINSON POST NO. 3674, VETERANS OF FOREIGN WARS OF THE UNITED STATES

ADDRESS : 1625 N STEPHENSON

IRON MOUNTAIN MI 49801 COUNTY: DICKINSON

LICENSEE(S): DICKINSON POST NO. 3674, VETERANS OF FOREIGN WARS OF THE UNITED INTEREST: CLB

STATES

CHARGE: 1) SOLD ALCOHOLIC LIQUOR TO KIM PETERS, WHO WAS NOT A BONA FIDE MEMBER OF THE CLUB; 2) SOLD ALCOHOLIC LIQUOR TO TED RAYMOND, WHO WAS NOT A BONA FIDE MEMBER OF THE CLUB; 3) SOLD

OR FURNISHED ALCOHOLIC BEVERAGES WITHOUT FULLY COMPLYING WITH THE PROVISIONS OF THE MICHIGAN LIQUOR CONTROL CODE BY FAILING TO RENEW THEIR LIQUOR LICENSE: (LCC INV RAYMOND

AND SUPV PETERS)

COMM. ORDER: 10-07-2015 HEARING HELD ESCANABA MOURNING/GEISSLER/CONTRACT

11-04-2015 AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$300 EACH FOR

Charge NOS. 1 THRU 3, BEING A TOTAL FINE OF \$900, IN THIS MATTER. FURTHER, THE

ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF FORTY-FIVE (45) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID

WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

COMPLAINT NO: 172994 VIOLATION DATE: 08/11/2015

D.B.A : MIKE'S CORNER MART

ADDRESS

BELLEVUE MI 49021 COUNTY: EATON

LICENSEE(S): SINGH, SATNAM INTEREST: IND

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR LAN-313 (20): (LCC INV TRIERWEILER/CLERK

ALLICEEA MORENO/ID NOT CHECKED)

109 W CAPITAL

COMM. ORDER: 11-09-2015 HEARING HELD LANSING CLEMENTE/HALL/DELCERCQ RULE 15(E)

11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 25 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. 801(2) RULE 15E

# ORIGINAL DECISION REPORT FROM 11-01-2015

01-2015 TO 11-30-2015

**COMPLAINT NO:** 171446 **VIOLATION DATE:** 05/04/2015

D.B.A : RIVERSIDE RESTAURANT AND LOUNGE

ADDRESS : RIVER

ALANSON MI 49706 COUNTY: EMMET

LICENSEE(S): ALANSON RIVERSIDE BAR, INC. INTEREST: CRI

CHARGE

1) FAILED TO COOPERATE WITH LAW ENFORCEMENT OFFICERS AND/OR OBSTRUCTED LAW ENFORCEMENT OFFICERS IN THE COURSE OF INSPECTING OR INVESTIGATING THE LICENSED PREMISES, WHILE ENFORCING THE MICHIGAN LIQUOR CONTROL CODE; 2) ALLOWED AN AGENT, CLERK, OR EMPLOYEE, LACY FITZPATRICK, TO BE ON THE LICENSED PREMISES IN AN INTOXICATED CONDITION; 3) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO LACY FITZPATRICK, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 4) ALLOWED LACY FITZPATRICK, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 5) ALLOWED LACY FITZPATRICK, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 6) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO EMILY ARMOCK, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 8) ALLOWED EMILY ARMOCK, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 8) ALLOWED EMILY ARMOCK, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES: (EMMET COUNTY SD. DEP FLICKEMA AND CPL BANKEY)

COMM. ORDER: 09-30-2015 STIP FOR PROPOSED NEGOIATED SETTLEMENT-ALJ MOURNING-AG GEISSLER

- 11-02-2015 IT IS ORDERED THAT:1.THE LICENSEE'S PLEAS OF ACKNOWLEDGMENT TO CHARGE NOS. 1, 2, 6 [PURSUANT TO MCL 436.1801(2)], AND 8 AS CITED IN THE COMPLAINT ARE ACCEPTED BY THE ADMINISTRATIVE LAW JUDGE;
- 2. CHARGE NOS. 3, 4, 5, AND 7 ARE IMPLIEDLY DISMISSED WITH PREJUDICE;
- 3. THE VIOLATION REPORT AND ITS ATTACHMENTS ARE ENTERED INTO THE HEARING RECORD AS SUBSTANTIVE EVIDENCE;
- 4. THE ADMINISTRATIVE LAW JUDGE WILL TAKE NOTICE OF THE PRIOR RECORD OF THIS LICENSEE, SINCE BEING LICENSED ON MARCH 31, 1988, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP;
- 5. THE LICENSEE VIOLATED MCL 436.1217 AND RULE 436.1011(4) AS CITED IN CHARGE NO. 1, MCL 436.1707(3) AS CITED IN CHARGE NO. 2, MCL 436.1801(2) AS CITED IN CHARGE NO. 6, AND MCL 436.1707(4) AS CITED IN CHARGE NO. 8 IN THE COMPLAINT;
- 6. AS A PENALTY, THE LICENSEE SHALL PAY A TOTAL FINE OF \$300 EACH FOR CHARGE NOS. 1 AND 2, \$600 FOR CHARGE NO. 6, AND \$150 FOR CHARGE NO. 8, BEING A TOTAL FINE OF \$1350;
- 7. A SUSPENSION OF SIXTY-EIGHT (68) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID WITHIN NINETY (90) DAYS FROM THE MAILING DATE OF THIS ORDER; AND
- 8. THIS NEGOTIATED SETTLEMENT IS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION, THAT THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, EITHER TO THE COMMISSION OR ANY COURT OF LAW, THAT THE PLEAS IN THIS CASE HAVE BEEN ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES, THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED AS PART OF THE OFFICIAL RECORD HEREIN, AND THAT THIS NEGOTIATED SETTLEMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

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# ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 171975 VIOLATION DATE: 06/20/2015

D.B.A : RIVERSIDE RESTAURANT AND LOUNGE

ADDRESS : RIVER

ALANSON MI 49706 COUNTY: EMMET

LICENSEE(S): ALANSON RIVERSIDE BAR, INC. INTEREST: CRI

CHARGE

1) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO COREY CONVERY, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 2) ALLOWED COREY CONVERY, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 3) ALLOWED COREY CONVERY, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 4) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO KIMBERLY BURROWS, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 5) ALLOWED KIMBERLY BURROWS, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 6) ALLOWED KIMBERLY BURROWS, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 7) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO DOUG SHRADER, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 8) ALLOWED DOUG SHRADER, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 9) ALLOWED DOUG SHRADER, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 10) ALLOWED THE ANNOYING AND/OR MOLESTING OF A CUSTOMER, KIMBERLY BURROWS, BY ANOTHER CUSTOMER, COREY CONVERY; 11) ALLOWED THE ANNOYING AND/OR MOLESTING OF A CUSTOMER, COREY CONVERY, BY ANOTHER CUSTOMER, KIMBERLY BURROWS; 12) ALLOWED FIGHTS OR BRAWLS ON THE LICENSED PREMISES : (EMMET COUNTY SD, DEPS BERG AND LEIRSTEIN)

COMM. ORDER: 09-30-2015 STIP FOR PROPOSED NEGOIATED SETTLEMENT-AG GEISSLER-AG MOURNING

11-02-2015 IT IS ORDERED THAT:1.THE LICENSEE'S PLEAS OF ACKNOWLEDGMENT TO CHARGE NOS. 1 [PURSUANT TO MCL 436.1801(2)], 2, 6, 7 [PURSUANT TO MCL 436.2025(3)], AND 12 AS CITED IN THE COMPLAINT ARE ACCEPTED BY THE ADMINISTRATIVE LAW JUDGE;

- 2. CHARGE NOS. 3, 4, 5, 8, 9, 10, AND 11 ARE DISMISSED WITH PREJUDICE;
- 3. THE VIOLATION REPORT AND ITS ATTACHMENTS ARE ENTERED INTO THE HEARING RECORD AS SUBSTANTIVE EVIDENCE;
- 4. THE ADMINISTRATIVE LAW JUDGE WILL TAKE NOTICE OF THE PRIOR RECORD OF THIS LICENSEE, SINCE BEING LICENSED ON MARCH 31, 1988, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP;
- 5. THE LICENSEE VIOLATED MCL 436.1801(2) AS CITED IN CHARGE NO. 1, MCL 436.1707(2) AS CITED IN CHARGE NO. 2, MCL 436.1707(4) AS CITED IN CHARGE NO. 6, MCL 436.2025(3) AS CITED IN CHARGE NO. 7, AND RULE 436.1011(6)(C) AS CITED IN CHARGE NO. 12 IN THE COMPLAINT; 6. AS A PENALTY, THE LICENSEE SHALL PAY A TOTAL FINE OF \$800 FOR CHARGE NO. 1, \$200 EACH FOR CHARGE NOS. 2 AND 6, AND \$300 EACH FOR CHARGE NOS.7 AND 12, BEING A TOTAL FINE OF \$1800;
- 7. A SUSPENSION OF NINETY (90) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID WITHIN NINETY (90) DAYS FROM THE MAILING DATE OF THIS ORDER; AND THIS NEGOTIATED SETTLEMENT IS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION, THAT THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, EITHER TO THE COMMISSION OR ANY COURT OF LAW, THAT THE PLEAS IN THIS CASE HAVE BEEN ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES, THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED AS PART OF THE OFFICIAL RECORD HEREIN, AND THAT THIS NEGOTIATED SETTLEMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

**COMPLAINT NO:** 173548 **VIOLATION DATE:** 09/19/2015

D.B.A : CLIO ROAD HOUSE SPORTS BAR & GRILL

ADDRESS : 2183 VIENNA

CLIO MI 48420 COUNTY: GENESEE

LICENSEE(S): ZADA & AVA, INC. INTEREST: CRP

CHARGE: NSF CHECK \$552.06 \*\*PAID NSF 10/9/15\*\*

COMM. ORDER: 10-21-2015 LIC ACK COMMISSIONER GAFFNEY

11-23-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

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# **ORIGINAL DECISION REPORT FROM 11-01-2015**

COMPLAINT NO: 172584 VIOLATION DATE: 07/23/2015

D.B.A : US 23 BP

ADDRESS : 2330 GRAND BLANC

GRAND BLANC MI 48439 COUNTY: GENESEE

LICENSEE(S): GRAND BLANK ROAD BUSINESS CORPORATION INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED DECOY WITH DOB MARCH 31, 1997, (18): (MUNDY TWP PD,

DET NEERING/CLERK STEVEN CHRISTOPHER KLEIN/ID CHECKED)

COMM. ORDER: 09-17-2015 HEARING HELD SWARTZ CREEK MOURNING/HALL/DECLERCQ RULE 15(D)

10-15-2015 STIP FOR PROPOSED NEG SETTLEMENT COMM GAFFNEY-AG HALL

11-04-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$800.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 40 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. 801(2)

**COMPLAINT NO:** 173522 **VIOLATION DATE:** 09/18/2015

D.B.A : GRAND BLANC MARKET

ADDRESS : 6039 S DORT

GRAND BLANC MI 48439 COUNTY: GENESEE

LICENSEE(S): NAIMI, CAROL INTEREST: IND

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED DECOY WITH DATE OF BIRTH AUGUST 13, 1996 (19):

(GRAND BLANC TOWNSHIP POLICE/CLERK MICHELLE MCKEEVER/ID CHECKED)

COMM. ORDER: 10-19-2015 LIC ACK COMMISSIONERCLEMENTE

11-10-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$900.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 45 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. 801-2

**COMPLAINT NO:** 171802 **VIOLATION DATE:** 05/19/2015

D.B.A : NAVISTARZ BAR AND GRILL

ADDRESS : 8291 SILVER LAKE

LINDEN MI 48451 COUNTY: GENESEE

LICENSEE(S): DB'S ENTERTAINMENT COMPANY, INC. INTEREST: CRP

CHARGE: NSF CHECK \$286.49 \*\*\*NSF OUTSTANDING\*\*\*

COMM. ORDER: 08-31-2015 HEARING HELD SWARTZ CREEK CLEMENTE/HALL/DECLERCQ RULE 15(E)

11-06-2015 THE COMMISSIONER ORDERS THE CONSOLIDATION OF COMPLAINT NOS. 5-170849, 5-171795

AND 5-171802 FOR THIS HEARING AND ORDER.

IN DETERMINING PENALTY, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS THREE (3) PREVIOUS VIOLATIONS, ONE SIMILAR, SINCE SECURING COMMISSION LICENSURE ON

DECEMBER 22, 2009, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$100 FOR THE ONE CHARGE IN COMPLAINT NOS. 5-170849, 5-171795 AND 5-171802, BEING A TOTAL FINE OF \$300, IN THESE MATTERS. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS

DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE

MAILING DATE OF THIS ORDER.

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TO 11-30-2015

# **ORIGINAL DECISION REPORT FROM 11-01-2015**

COMPLAINT NO: 171795 VIOLATION DATE: 05/16/2015

D.B.A : NAVISTARZ BAR AND GRILL

ADDRESS : 8291 SILVER LAKE

LINDEN MI 48451 COUNTY: GENESEE

LICENSEE(S): DB'S ENTERTAINMENT COMPANY, INC. INTEREST: CRP

CHARGE: NSF CHECK \$286.49 \*\*\*NSF OUTSTANDING\*\*\*

COMM. ORDER: 11-06-2015 THE COMMISSIONER ORDERS THE CONSOLIDATION OF COMPLAINT NOS. 5-170849, 5-171795

AND 5-171802 FOR THIS HEARING AND ORDER.

IN DETERMINING PENALTY, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS THREE (3) PREVIOUS VIOLATIONS, ONE SIMILAR, SINCE SECURING COMMISSION LICENSURE ON DESCRIPTION AND ADDRESS OF THE CHARLES OF T

DECEMBER 22, 2009, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.
AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$100 FOR THE ONE CHARGE IN COMPLAINT NOS.

5-170849, 5-171795 AND 5-171802, BEING A TOTAL FINE OF \$300, IN THESE MATTERS. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE

MAILING DATE OF THIS ORDER.

**COMPLAINT NO: 170849 VIOLATION DATE: 03/13/2015** 

D.B.A : NAVISTARZ BAR AND GRILL

ADDRESS : 8291 SILVER LAKE

LINDEN MI 48451 COUNTY: GENESEE

LICENSEE(S): DB'S ENTERTAINMENT COMPANY, INC. INTEREST: CRP

CHARGE : NSF CHECK \$507.72 \*\*PAID 4/23/15\*\*

COMM. ORDER: 08-31-2015 HEARING HELD SWARTZ CREEK CLEMENTE/HALL/DECLERCQ RULE 15(E)

 $11-06-2015 \ \ \text{THE COMMISSIONER ORDERS THE CONSOLIDATION OF COMPLAINT NOS. } 5-170849\,, \ 5-171795$ 

AND 5-171802 FOR THIS HEARING AND ORDER.

IN DETERMINING PENALTY, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS THREE (3) PREVIOUS VIOLATIONS, ONE SIMILAR, SINCE SECURING COMMISSION LICENSURE ON DECEMBER 22, 2009, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$100 FOR THE ONE CHARGE IN COMPLAINT NOS.

5-170849, 5-171795 AND 5-171802, BEING A TOTAL FINE OF \$300, IN THESE MATTERS. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE

MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 171384 **VIOLATION DATE:** 04/17/2015

D.B.A : SHUTE'S BAR
ADDRESS : 322 SIXTH

CALUMET MI 49913 COUNTY: HOUGHTON

LICENSEE(S): CALABAR, INC. INTEREST: CRP

CHARGE: 1) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO ADAM FRANK, WHO WAS IN AN INTOXICATED OR VISIBLY

INTOXICATED CONDITION; 2) ALLOWED ADAM FRANK, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 3) ALLOWED ADAM FRANK, WHO WAS IN AN

INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES: (MSP TPRS LANCTOT AND ROTA)

COMM. ORDER: 10-06-2015 HEARING HELD MARQUETTE MOURNING/GEISSLER/CONTRACT COSTS \$234.00

11-05-2015 IN DETERMINING PENALTY, THE ADMINISTRATIVE LAW JUDGE CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS ONE (1) PREVIOUS VIOLATION SINCE BEING LICENSED ON JULY 28,

2010, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$1000 FOR CHARGE NO. 1, \$200 FOR CHARGE NO. 2, AND \$100 FOR CHARGE NO. 3, BEING A TOTAL FINE OF \$1300, IN THIS MATTER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF SIXTY-FIVE (65) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF

THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING OF THIS ORDER.

FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THE LICENSEE TO PAY TOTAL COST OF \$234.00 FOR

WITNESS FEES INVOLVED IN CONNECTION WITH THE HEARING.

11-05-2015 ORDER CONT..FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THE LICENSEE TO PAY TOTAL COST OF \$234.00 FOR WITNESS FEES INVOLVED IN CONNECTION WITH THE HEARING.

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### ORIGINAL DECISION REPORT FROM 11-01-2015

**COMPLAINT NO: 172644 VIOLATION DATE: 06/10/2015** 

D.B.A : THE MOSQUITO INN BAR & GRILL INC.

**ADDRESS** : 39959 M 26

TOIVOLA MI 49965 COUNTY: HOUGHTON

LICENSEE(S): MOSQUITO INN BAR & GRILL, INC. INTEREST: CRP

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 12-03-2014

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 12-09-2014:

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 10-06-2015 HEARING HELD MARQUETTE MOURNING/GEISSLER/CONTRACT ACK

11-04-2015 IN DETERMINING PENALTY, THE ADMINISTRATIVE LAW JUDGE CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE BEING LICENSED ON DECEMBER 9, 2014, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP

AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$100 FOR THE ONE CHARGE IN

THE COMPLAINT IN THIS MATTER.

FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF FIVE (5) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 173477 **VIOLATION DATE:** 05/20/2015

D.B.A : TODD'S SNACK PACK

ADDRESS : 6389 STATE

CASEVILLE MI 48725 COUNTY: HURON

LICENSEE(S): TODD ENTERPRISES, INC. INTEREST: CRP

CHARGE: 1) SOLD OR TRANSFERRED THE LICENSE, OR AN INTEREST IN THE LICENSE TO PARKVIEW PARTY STORE,

LLC, WITHOUT THE PRIOR APPROVAL OF THE MICHIGAN LIQUOR CONTROL COMMISSION; 2) ALLOWED A LIMITED LIABILITY COMPANY, PARKVIEW PARTY STORE, LLC, WHOSE NAME DOES NOT APPEAR ON THE

LICENSE, TO DERIVE USE OR BENEFIT FROM THE LICENSE : (LCC INV BLANCHARD)

COMM. ORDER: 11-06-2015 LIC ACK COMMISSIONER GAFFNEY

11-17-2015 THEREFORE, THIS COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR EACH CHARGE IN THIS MATTER, FOR A TOTAL FINE OF \$400, WHICH IS DUE WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. IN ADDITION, THE COMMISSIONER ORDERS ALL LICENSES AND PERMITS FOR THIS LICENSEE AT THE ABOVE-NAMED LOCATION TO REMAIN IN ESCROW UNTIL:1.ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL, AND 2.THE LICENSEE EITHER:A.ASSUMES FULL PROPRIETARY

CONTROL OF THIS LICENSED BUSINESS, OR

B.TRANSFERS SAID LICENSES TO A PERSON APPROVED BY THE MLCC, OR C.ALLOWS SAID LICENSES AND PERMITS TO TERMINATE.THE COMMISSIONER FURTHER WARNS THE LICENSEE THAT FAILURE TO MAKE

PAYMENT WITHIN THE TIME ALLOTTED MAY RESULT IN AN ADDITIONAL VIOLATION UNDER

ADMINISTRATIVE RULE R 436.1029, WHICH MAY SUBJECT THE LICENSEE TO ADDITIONAL PENALTIES,

INCLUDING REVOCATION OF THE LICENSES.

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# **ORIGINAL DECISION REPORT FROM 11-01-2015**

COMPLAINT NO: 172836 VIOLATION DATE: 06/19/2015

D.B.A : RICK'S CAFE
ADDRESS : 224 ABBOTT

EAST LANSING MI 48823 COUNTY: INGHAM

LICENSEE(S): JOHNSON-RIDDLE, INC. INTEREST: CRI

CHARGE: 1) SOLD OR FURNISHED ALCOHOL

1) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO DARIUS DEONTE MILLER, DATE OF BIRTH AUGUST 4, 1998, (16); 2) ALLOWED DARIUS DEONTE MILLER, WHO WAS LESS THAN TWENTY-ONE (21) YEARS OLD, TO CONSUME OR POSSESS ALCOHOLIC LIQUOR FOR PERSONAL CONSUMPTION ON THE LICENSED PREMISES; 3) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO DARIUS DEONTE MILLER, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 4) ALLOWED DARIUS DEONTE MILLER, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 5) ALLOWED DARIUS DEONTE MILLER, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 6) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO ALVIN ELLIS III, DATE OF BIRTH APRIL 9, 1995, (20); 7) ALLOWED ALVIN ELLIS III, WHO WAS LESS THAN TWENTY-ONE (21) YEARS OLD, TO CONSUME OR POSSESS ALCOHOLIC LIQUOR FOR PERSONAL CONSUMPTION ON THE LICENSED PREMISES; 8) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO ALVIN ELLIS III, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 9 ALLOWED ALVIN ELLIS III, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 10) ALLOWED ALVIN ELLIS III, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 11) FAILED TO COOPERATE WITH LAW ENFORCEMENT OFFICERS AND/OR OBSTRUCTED LAW ENFORCEMENT OFFICERS IN THE COURSE OF INSPECTING OR INVESTIGATING THE LICENSED PREMISES, WHILE ENFORCING THE MICHIGAN LIQUOR CONTROL CODE; 12) MADE A FALSE OR FRAUDULENT ORAL AND WRITTEN STATEMENTS TO THE MICHIGAN LIQUOR CONTROL COMMISSION, SPECIFICALLY: THAT MANAGER SCOTTIE BUSQUE TOOK ACTION AGAINST THE STAFF MEMBER THAT SERVED THE MINORS WHEN, IN FACT, NO SUCH ATTEMPT WAS MADE, WHICH STATEMENT WAS MADE FOR THE PURPOSE OF INDUCING THE COMMISSION TO ACT, OR REFRAIN FROM TAKING ACTION, OR TO ENABLE OR ASSIST A PERSON IN EVADING THE PROVISIONS OF THE LIQUOR CONTROL CODE : (EAST LANSING PD, OFCS SMITH, DEKORTE, FULLER, YOUNG AND SGT PRIDE)

COMM. ORDER: 10-30-2015 STIP FOR PROPOSED NEG SETTLEMENT-COMM GAFFNEY-AG GEISSLER.

11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY OF 1)\$1000, 2)\$300, 6)\$800, 7)\$200, 11)\$300 FOR A TOTAL OF \$2600 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 130 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER. THE COMMISSIONER ORDER CHARGE NOS. 3,4,5,8,9,10 AND 12 DISMISSED WITH PREJUDCE. AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS ALL LICENSES AND PERMITS SUSP FOR A PERIOD OF THREE CONSECUTIVE DAYS, THIS SUSP SHALL BE SERVED ON DECEMBER 24, 25 AND 26TH OF 2015 NEGOTIATED SETTLEMENT 801(2)

**COMPLAINT NO:** 172849 **VIOLATION DATE:** 07/30/2015

D.B.A : LOS TRES AMIGO
ADDRESS : 1227 E GRAND RIVER

EAST LANSING MI 48823 COUNTY: INGHAM

LICENSEE(S): NRPP, L.L.C. INTEREST: LLC

CHARGE: NSF CHECK \$446.76 \*\*PAID NSF IN FULL 8/27/15\*\*

COMM. ORDER: 10-27-2015 LIC ACK COMMISSIONERCLEMENTE

11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50 FOR THE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER.

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# **ORIGINAL DECISION REPORT FROM 11-01-2015**

COMPLAINT NO: 171857 VIOLATION DATE: 01/15/2015

D.B.A : SAV-WAY FOOD CENTER
ADDRESS : 2317 W MICHIGAN

LANSING MI 48917 COUNTY: INGHAM

LICENSEE(S): KAUR, GURPREET : IND

KAUR, KAWALPREET : GPI SINGH, RAJINDER : INTEREST : GPI

CHARGE: 1) GURPREET KAUR, STOCKHOLDER OF PRIVATELY HELD CORPORATION, WAS FOUND GUILTY OF A CRIME INVOLVING GAMBLING, PROSTITUTION, WEAPONS, VIOLENCE, TAX EVASION, FRAUDULENT ACTIVITY, OR

CONTROLLED SUBSTANCES, SPECIFICALLY: LOTTERY - FORGING/COUNTERFEITING A TICKET; 2) GURPREET KAUR, STOCKHOLDER OF PRIVATELY HELD CORPORATION, WAS FOUND GUILTY OF A

MISDEMEANOR THAT IMPAIRS OR MAY IMPAIR THE ABILITY OF THE PERSON TO OPERATE THE LICENSED BUSINESS IN A SAFE AND COMPETENT MANNER: SPECIFICALLY, LOTTERY - FORGING/COUNTERFEITING A

TICKET : (LCC INV O'FARRELL)

CHARGE : \*\*AMENDED COMPLAINT RECEIVED THIS DATE\*\*

1) GURPREET KAUR, STOCKHOLDER OF PRIVATELY HELD CORPORATION, WAS FOUND GUILTY OF A CRIME INVOLVING GAMBLING, PROSTITUTION, WEAPONS, VIOLENCE, TAX EVASION, FRAUDULENT ACTIVITY, OR CONTROLLED SUBSTANCES, SPECIFICALLY: LOTTERY - ADVERTISING/PRINTING TICKETS; 2) GURPREET KAUR, STOCKHOLDER OF PRIVATELY HELD CORPORATION, WAS FOUND GUILTY OF A MISDEMEANOR THAT IMPAIRS OR MAY IMPAIR THE ABILITY OF THE PERSON TO OPERATE THE LICENSED BUSINESS IN A SAFE AND COMPETENT MANNER: SPECIFICALLY, LOTTERY - ADVERTISING/PRINTING TICKETS: (LCC INV

O'FARRELL)

COMM. ORDER: 10-29-2015 HEARING HELD LANSING CLEMENTE/HALL/DECLERCQ NEG SETTLEMENT COSTS \$22.80

11-12-2015 AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$300 FOR EACH CHARGE IN THIS MATTER, FOR A TOTAL FINE OF \$600, WHICH IS DUE WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. ADDITIONALLY, THE LICENSEE WILL PLACE THE ABOVE-NOTED LICENSES AND PERMITS INTO ESCROW WITHIN FORTY-FIVE (45) DAYS OF THE MAILING DATE OF THIS ORDER OR SAID LICENSES AND PERMITS ARE REVOKED. THERE WILL BE NO EXTENSION GRANTED TO THE FORTY-FIVE (45) DAY FINE AND ESCROW DEADLINE. IN ADDITION, THE COMMISSIONER ORDERS THE LICENSES AND PERMITS FOR THIS LICENSEE AT THE ABOVE-NOTED LOCATION TO REMAIN IN ESCROW UNTIL:

1. ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL, AND

2. THE LICENSEE EITHER:

A. TRANSFERS SAID LICENSES TO A NON-RELATED PERSON APPROVED BY THE MLCC, OR B. ALLOWS SAID LICENSES AND PERMITS TO TERMINATE PURSUANT TO THE PROVISIONS OF

ADMINISTRATIVE RULE R 436.1107.

THE COMMISSIONER FURTHER WARNS THE LICENSEE THAT FAILURE TO MAKE PAYMENT WITHIN THE TIME ALLOTTED MAY RESULT IN AN ADDITIONAL VIOLATION UNDER ADMINISTRATIVE RULE R 436.1029, WHICH MAY SUBJECT THE LICENSEE TO ADDITIONAL PENALTIES, INCLUDING REVOCATION OF THE LICENSES. IN ADDITION, THE COMMISSIONER ORDERS THE LICENSEE TO PAY \$22.80 FOR WITNESS FEES FOR THIS HEARING.

**COMPLAINT NO:** 171978 **VIOLATION DATE:** 06/05/2015

D.B.A : DARB'S TAVERN & EATERY

ADDRESS : 117 S CEDAR

MASON MI 48854 COUNTY: INGHAM

LICENSEE(S): HEARIT, INC. INTEREST: CRP

CHARGE: 1) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO RAYMOND MILLER, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 2) ALLOWED RAYMOND MILLER, WHO WAS IN AN INTOXICATED

CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 3) ALLOWED RAYMOND MILLER, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED

PREMISES : (MASON PD, OFCS FAIRBOTHAM AND RECKLING)

COMM. ORDER: 10-26-2015 STIP FOR PROPOSED NEG SETTLEMENT-COMM CLEMENTE-AG GEISSLER.

11-06-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$600 FOR CHARGE 1), 2) DISMISSED, 3)\$150 FOR A TOTAL OF \$750.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER

FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF CONTINUOUS DAYS, TO RUN

CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE

FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER. 801(2) NEGOTIATED SETTLEMENT

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# ORIGINAL DECISION REPORT FROM 11-01-2015

TO 11-30-2015

COMPLAINT NO: 173549 VIOLATION DATE : 09/16/2015

D.B.A BAY PARTY STORE

718 E BAY ADDRESS

COMM. ORDER :

EAST TAWAS MI 48730 COUNTY: IOSCO

LICENSEE(S) : SS & SS INVESTMENTS, INCORPORATED INTEREST : CRP

NSF CHECK \$758.91 \*\*PAID NSF 10/6/15\*\* CHARGE 10-19-2015 LIC ACK COMMISSIONERCLEMENTE

11-06-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100.00 FOR EACH CHARGE

(173550) FOR A TOTAL CHARGE OF \$200 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 10 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE

FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER

COMPLAINT NO: 173550 VIOLATION DATE : 09/16/2015

D.B.A BAY PARTY STORE

ADDRESS 718 E BAY

> EAST TAWAS MI 48730 COUNTY: IOSCO

LICENSEE(S): SS & SS INVESTMENTS, INCORPORATED INTEREST : CRP

: NSF CHECK \$1416.22 \*\*PAID NSF 10/6/15\*\* CHARGE 10-19-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

11-06-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100.00 FOR EACH CHARGE

(173549) FOR A TOTAL CHARGE OF \$200 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 10 CONTINUOUS DAYS, TO RUN

CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE

FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

COMPLAINT NO: 171976 VIOLATION DATE: 06/16/2015

HORTON DEPOT D.B.A : ADDRESS 389 MOSCOW

> HORTON MI 49246 COUNTY: JACKSON

LICENSEE(S) : 389, LLC INTEREST :

SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, LAN-329 (18): (LCC INV MUGNOLO/CLERK LESLIE CHARGE

DANNETTE ANDERSON/ID CHECKED)

10-29-2015 HEARING HELD LANSING CLEMENTE/HALL/DECLERCO RULE 15(E) COMM. ORDER :

> 11-06-2015 IN DETERMINING PENALTY, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATION, SINCE BEING LICENSED ON APRIL 27, 2009, AT THE

ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

FURTHER, AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$500 FOR THE ONE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF

THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

COMPLAINT NO: 172802 VIOLATION DATE : 07/29/2015

D.B.A HARD KNOCK GRILL ADDRESS 3705 ANN ARBOR

> JACKSON MI 49202 COUNTY: JACKSON

LICENSEE(S) : MGKR, LLC INTEREST : LLC

NSF \$285.90 \*\*PAID EFT IN FULL 8/18/15\*\* CHARGE

COMM. ORDER: 11-12-2015 HEARING HELD LANSING GAFFNEY/HALL/DECLERCQ ACK

11-20-2015 \$100 FINE, FINE WAIVED.

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# **ORIGINAL DECISION REPORT FROM 11-01-2015**

**COMPLAINT NO:** 173225 **VIOLATION DATE:** 09/01/2015

D.B.A : B & S CORNER CONVENIENCE STORE

ADDRESS : 1000 E GANSON

JACKSON MI 49201 COUNTY: JACKSON

LICENSEE(S): RONIT MULTANI, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO DECOY WITH DOB MARCH 23, 1997 (18): (JACKSON PD OFCS BRANT

AND STANTON/CLERK NAVJOT SINGH RANDHAWA/ID CHECKED)

COMM. ORDER: 11-12-2015 HEARING HELD LANSING GAFFNEY/HALL/DECLERCQ ACK COST \$39.60

11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$1000.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 50 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER. IN ADDITION THE COMMISSIONER ORDERED THE LICENSEE TO PAY \$39.60 WITNESS FEES. THE

COMMISSIONER ALSO ORDER A 7 CONSECUTIVE DAY SUSP.

**COMPLAINT NO:** 172103 **VIOLATION DATE:** 06/11/2015

D.B.A : SAUK TRAIL VETERANS CLUB AND MEMORIAL FOUNDATION POST 246 OF THE AMERICAN LEG:

**ADDRESS**: 439 E PROSPECT

JACKSON MI 49203 COUNTY: JACKSON

LICENSEE(S): SAUK TRAIL VETERANS CLUB AND MEMORIAL FOUNDATION POST 246 OF THE INTEREST: CLB

AMERICAN LEGION, INC.

CHARGE: NSF CHECK \$364.45 \*\*PAID NSF IN FULL 7/16/15\*\*

COMM. ORDER: 10-29-2015 HEARING HELD LANSING CLEMENTE/HALL/DECLERCQ RULE 15(E)

11-06-2015 IN DETERMINING PENALTY, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS TWENTY (20) PREVIOUS VIOLATIONS, EIGHT (8) SIMILAR, SINCE SECURING COMMISSION LICENSURE ON MAY 3, 2011, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT

OWNERSHIP.

FURTHER, AS A PENALTY, THE COMMISSIONER ORDERS A TOTAL FINE OF \$200 IN THIS MATTER. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TEN (10) CONTINUOUS DAYS SHALL BE IMPOSED, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE TOTAL FINE IS NOT PAID WITHIN FORTY-FIVE (45)

DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 172120 **VIOLATION DATE:** 06/16/2015

D.B.A : THRASHER'S PIT STOP

ADDRESS : 13980 E W

CHARGE

FULTON MI 49052 COUNTY: KALAMAZOO

LICENSEE(S): JONES, MELINDA R

THRASHER, MARLENE JOY

INTEREST: GPI

THRASHER, MARLENE JOY

. NSF CHECK \$1475.67 \*\*PAID NSF IN FULL 8/18/15\*\*

COMM. ORDER: 10-22-2015 HEARING HELD KALAMAZOO GAFFNEY/HALL/DECLERCO RULE 15(E)

11-03-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 AS PENALTY IN THE MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$200 IS NOT PAID WITHIN FORTY-FIVE (45)

DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN

CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS

LICENSEE

**COMPLAINT NO:** 173523 **VIOLATION DATE:** 09/19/2015

D.B.A : CHILI'S GRILL & BAR
ADDRESS : 6195 S WESTNEDGE

PORTAGE MI 49002 COUNTY: KALAMAZOO

LICENSEE(S): SOUTHWEST DINING, INC. (AN INDIANA CORPORATION) INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, GR-321, (20): (LCC INVS DODSON AND

REEDER/CLERK CHRISTIAN PHILLIP ALEXANDER/ID CHECKED)

COMM. ORDER: 10-16-2015 LIC ACK COMMISSIONERCLEMENTE

11-12-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$700 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THIRTY-FIVE (35) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER

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# **ORIGINAL DECISION REPORT FROM 11-01-2015**

**COMPLAINT NO:** 172750 **VIOLATION DATE:** 10/29/2014

D.B.A : ROUND UP TAVERN

ADDRESS : 28 S MAIN

CEDAR SPRINGS MI 49319 COUNTY: KENT

LICENSEE(S): RJ SOUZA 53 LLC INTEREST: LLG

CHARGE: 1) ON OCTOBER 29, 2014, RAYMOND J. SOUZA, MEMBER OR MANAGER OF A LIMITED LIABILITY

CORPORATION, WAS FOUND GUILTY OF A CRIME INVOLVING THE EXCESSIVE USE OF ALCOHOLIC LIQUOR, SPECIFICALLY: OPERATING WHILE INTOXICATED; 2) ON MAY 30, 2015, SOLD, FURNISHED, OR ALLOWED CONSUMPTION OF ALCOHOLIC LIQUOR OR POSSESSED ALCOHOLIC LIQUOR ON THE LICENSED

PREMISES, NOT PURCHASED FROM AN AUTHORIZED SOURCE : (LCC INV MANN)

COMM. ORDER: 10-28-2015 HEARING HELD GRAND RAPIDS CLEMENTE/HALL/DECLERCQ ACK

11-05-2015 in determining penalty, the commissioner considered the Licensee's total record, which shows three (3) previous violations since securing commission Licensure on

MAY 23, 2014, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$200 FOR CHARGE NOS. 1 AND 2, FOR A TOTAL FINE OF \$400 IN THIS MATTER. FURTHER, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TWENTY (20) CONTINUOUS DAYS SHALL BE IMPOSED, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE TOTAL FINE IS NOT

PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 172305 **VIOLATION DATE:** 07/09/2015

D.B.A : RENDEZVOUZ LOUNGE & GRILL

ADDRESS: 1520 SE WEALTHY

GRAND RAPIDS MI 49506 COUNTY: KENT

LICENSEE(S): SONIKA, LLC INTEREST: LLC

CHARGE: FAILED TO KEEP A LICENSE, ISSUED BY THE MLCC, SIGNED, FRAMED UNDER TRANSPARENT MATERIAL, AND/OR FAILED TO PROMINENTLY DISPLAY THE LICENSE IN THE LICENSED PREMISES: (GRAND RAPIDS

PD, DET WATSON AND LT NOWICKI)

COMM. ORDER: 09-15-2015 LIC ACK COMMISSIONERCLEMENTE

11-12-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$200 IS NOT PAID WITHIN 45 DAYS FROM THE MAILING

DATE OF THIS ORDER.

**COMPLAINT NO:** 173407 **VIOLATION DATE:** 09/14/2015

D.B.A : J & M DISCOUNT BEVERAGE

ADDRESS : 235 SE HALL

GRAND RAPIDS MI 49507 COUNTY: KENT

LICENSEE(S): J & M DISCOUNT BEVERAGES, INC. INTEREST: CRE

CHARGE : LOC VAN TRAN, THE CLERK, SERVANT, AGENT OR EMPLOYEE OF THE LICENSEE ENGAGED IN AN ILLEGAL

OCCUPATION/ACT UPON THE LICENSED PREMISES, SPECIFICALLY: SALES OF TOBACCO TO MINOR :

(GRAND RAPIDS PD, DET WATSON AND OFCS MESMAN AND GIBBONS)

COMM. ORDER: 10-15-2015 LIC ACK COMMISSIONERCLEMENTE

11-13-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$300 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION

(15) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE

OF THIS ORDER.

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TO 11-30-2015

# ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 173061 VIOLATION DATE : 08/18/2015

D.B.A RODRIGUEZ SUPERMARKET 1428 SW GRANDVILLE ADDRESS

> GRAND RAPIDS MI 49509 COUNTY: KENT

LICENSEE(S): RSM GROCERY, INC. INTEREST :

BIANCA GONZALEZ, THE CLERK, SERVANT, AGENT, OR EMPLOYEE OF THE LICENSEE ENGAGED IN AN CHARGE

ILLEGAL OCCUPATION/ACT UPON THE LICENSED PREMISES, SPECIFICALLY: SALE OF TOBACCO TO MINOR

(GRAND RAPIDS PD, DET WATSON AND OFC GIBBONS)

10-28-2015 HEARING HELD GRAND RAPIDS CLEMENTE/HALL/DECLERCO ACK COMM. ORDER :

> 11-10-2015 IN DETERMINING PENALTY, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS, SINCE BEING LICENSED BY THE COMMISSION ON

AUGUST 29, 2014, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$100 FOR THE ONE ACKNOWLEDGED CHARGE. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIVE (5) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$100, IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH

ANY OTHER SUSPENSION COMMISSION FOR THIS LICENSEE.

173409 COMPLAINT NO: 09/14/2015 VIOLATION DATE :

MITI MINI LIQUOR D.B.A ADDRESS 1210 SE GIDDINGS

> GRAND RAPIDS MI 49506 COUNTY: KENT

LICENSEE(S): STAR LIQUOR 1 LLC INTEREST : LLC

PARDEEP SINGH, THE CLERK, SERVANT, AGENT OR EMPLOYEE OF THE LICENSEE ENGAGED IN AN ILLEGAL CHARGE

OCCUPATION/ACT UPON THE LICENSED PREMISES, SPECIFICALLY: SALES OF TOBACCO TO MINOR:

(GRAND RAPIDS PD, DET WATSON AND OFCS MESMAN AND GIBBONS)

10-15-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 11-13-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE

OF THIS ORDER.

COMPLAINT NO: 173410 09/14/2015 VIOLATION DATE :

D.B.A OLIVER'S MARKET 1548 SE KALAMAZOO ADDRESS

> GRAND RAPIDS MT 49507 COUNTY: KENT

LICENSEE(S) : OLIVER MARKET, LLC INTEREST :

YAHIA KADER MOTAN, THE CLERK, SERVANT, AGENT OR EMPLOYEE OF THELICENSEE ENGAGED IN AN CHARGE

ILLEGAL OCCUPATION/ACT UPON THE LICENSED PREMISES, SPECIFICALLY: SALES OF TOBACCO TO MINOR

: (GRAND RAPIDS PD, DET WATSON AND OFCS MESMAN AND GIBBONS)

10-15-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 11-12-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$200 IS NOT PAID WITHIN 45 DAYS FROM THE MAILING

DATE OF THIS ORDER.

COMPLAINT NO: 173067 VIOLATION DATE : 08/05/2015

GRAND VALLEY PARTY STORE D.B.A ADDRESS 3129 SW TWENTY EIGHTH

> GRANDVILLE MI 49418 COUNTY: KENT

LICENSEE(S): P. S. PARTY STORE, INC. INTEREST : CRP

NSF CHECK \$2424.18 \*\*PAID NSF IN FULL 9/15/15\*\*\* CHARGE

COMM. ORDER : 10-01-2015 LIC ACK COMMISSIONER GAFFNEY

> 11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR EACH OF THE 5 CHARGES IN THIS MATTER FOR A TOTAL OF \$1000.00. (172278, 172846, 172847, 173067 & 173180) THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 50 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC,

IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

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TO 11-30-2015

06/24/2015

VIOLATION DATE :

# ORIGINAL DECISION REPORT FROM 11-01-2015

D.B.A : GRAND VALLEY PARTY STORE

ADDRESS : 3129 SW TWENTY EIGHTH

172278

COMPLAINT NO:

GRANDVILLE MI 49418 COUNTY: KENT

LICENSEE(S): P. S. PARTY STORE, INC. INTEREST: CRP

CHARGE: NSF CHECK \$2473.06 \*\*PAID NSF IN FULL 7/22/15\*\*

COMM. ORDER: 10-01-2015 LIC ACK COMMISSIONER GAFFNEY

11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR EACH OF THE 5 CHARGES IN THIS MATTER FOR A TOTAL OF \$1000.00. (172278, 172846, 172847, 173067 & 173180) THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 50 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC,

IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO: 172846 VIOLATION DATE: 07/28/2015** 

D.B.A : GRAND VALLEY PARTY STORE
ADDRESS : 3129 SW TWENTY EIGHTH

GRANDVILLE MI 49418 COUNTY: KENT

LICENSEE(S): P. S. PARTY STORE, INC. INTEREST: CRP

CHARGE: NSF CHECK \$2113.62 \*\*PAID NSF IN FULL 09/10/15\*\*

COMM. ORDER: 10-01-2015 LIC ACK COMMISSIONER GAFFNEY

11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR EACH OF THE 5 CHARGES IN THIS MATTER FOR A TOTAL OF \$1000.00. (172278, 172846, 172847, 173067 & 173180) THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 50 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC,

IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO: 172847 VIOLATION DATE: 07/30/2015** 

D.B.A : GRAND VALLEY PARTY STORE
ADDRESS : 3129 SW TWENTY EIGHTH

GRANDVILLE MI 49418 COUNTY: KENT

LICENSEE(S): P. S. PARTY STORE, INC. INTEREST: CRP

CHARGE : NSF CHECK \$2042.28 \*\*PAID NSF IN FULL 09/10/15\*\*

COMM. ORDER: 10-01-2015 LIC ACK COMMISSIONER GAFFNEY

11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR EACH OF THE 5 CHARGES IN THIS MATTER FOR A TOTAL OF \$1000.00. (172278, 172846, 172847, 173067 & 173180) THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 50 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC,

IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO: 173180 VIOLATION DATE: 08/11/2015** 

D.B.A : GRAND VALLEY PARTY STORE
ADDRESS : 3129 SW TWENTY EIGHTH

GRANDVILLE MI 49418 COUNTY: KENT

LICENSEE(S): P. S. PARTY STORE, INC. INTEREST: CRP

CHARGE: NSF CHECK \$2138.40 \*\*PAID NSF IN FULL 9/15/15\*\*\*

COMM. ORDER: 10-01-2015 LIC ACK COMMISSIONER GAFFNEY

11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR EACH OF THE 5 CHARGES IN THIS MATTER FOR A TOTAL OF \$1000.00. (172278, 172846, 172847, 173067 & 173180) THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 50 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC,

IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

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TO 11-30-2015

# **ORIGINAL DECISION REPORT FROM 11-01-2015**

COMPLAINT NO: 173508 VIOLATION DATE: 09/19/2015

D.B.A : MORENCI DELI
ADDRESS : 216 W MAIN

MORENCI MI 49256 COUNTY: LENAWEE

LICENSEE(S): MORENCI DELI, LLC INTEREST: LLC

CHARGE : SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, X-301 (20) : (LCC INV FLYNN-SLOAT/CLERK SHANIA

ROSE LAPIDUS/ID NOT CHECKED)

COMM. ORDER: 10-22-2015 LIC ACK COMMISSIONER GAFFNEY

11-18-2015 3 DAYS SUSP, THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$1000.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 50 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING

DATE OF THIS ORDER. 801(2)

**COMPLAINT NO:** 172852 **VIOLATION DATE:** 07/31/2015

D.B.A : SKIP'S MARKET

ADDRESS : 8817 E TEN MILE

CENTER LINE MI 48015 COUNTY: MACOMB

LICENSEE(S): DEKHOU ENTERPRISES, INC. INTEREST: CRP

CHARGE: NSF CHECK \$5066.06 \*\*PAID NSF ON 9/21/15\*\*

COMM. ORDER: 11-09-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/NASFSO GIBSON ADVISEMENT

11-18-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS FIVE (5) PREVIOUS VIOLATIONS, ONE SIMILAR TO THE INSTANT CASE, SINCE SECURING MLCC LICENSURE ON SEPTEMBER 12, 1989, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP.

AS PENALTY, THE COMMISSIONER ORDERS THE LICENSEE TO PAY A FINE OF \$50 EACH FOR THE SINGLE CHARGE IN THE TWO (2) COMPLAINTS, FOR A TOTAL FINE OF \$100. IN ADDITION, THE COMMISSIONER ORDERS A SUSPENSION OF FIVE (5) DAYS IF THE TOTAL FINE OF \$100 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL CONSECUTIVELY NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC.

**COMPLAINT NO: 171766 VIOLATION DATE: 05/15/2015** 

D.B.A : SKIP'S MARKET

ADDRESS : 8817 E TEN MILE

CENTER LINE MI 48015 COUNTY: MACOMB

LICENSEE(S): DEKHOU ENTERPRISES, INC. INTEREST: CRP

CHARGE : NSF CHECK \$3771.18 \*\*PAID IN FULL 6/18/15\*\*\*

COMM. ORDER: 11-18-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE

COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS FIVE (5) PREVIOUS VIOLATIONS, ONE SIMILAR TO THE INSTANT CASE, SINCE SECURING MLCC LICENSURE ON SEPTEMBER

12, 1989, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP.

AS PENALTY, THE COMMISSIONER ORDERS THE LICENSEE TO PAY A FINE OF \$50 EACH FOR THE SINGLE CHARGE IN THE TWO (2) COMPLAINTS, FOR A TOTAL FINE OF \$100. IN ADDITION, THE COMMISSIONER ORDERS A SUSPENSION OF FIVE (5) DAYS IF THE TOTAL FINE OF \$100 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL CONSECUTIVELY NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC.

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### ORIGINAL DECISION REPORT FROM 11-01-2015

TO 11-30-2015

COMPLAINT NO: 172788 VIOLATION DATE : 07/23/2015

THE DETROIT PUB INC. D.B.A

33401 HARPER ADDRESS

> CLINTON TOWNSHIP MI 48035 COUNTY: MACOMB

LICENSEE(S): DETROIT PUB CLINTON, INC. INTEREST : CRP

1-2) SOLD OR FURNISHED ALCOHOL TO MINOR DECOY #1 (18) AND MINOR DECOY #2 (19) : (CLINTON CHARGE TWP PD, DETS RAMLOW AND BLAKE/CLERK NICOLE MARIE GINO/ID NOT CHECKED)

11-09-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/NASFSO GIBSON NEG SETTLEMENT

COMM. ORDER : COSTS \$32.16

> 11-17-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE. THE COMMISSIONER CONSIDERED SUPPORT OF THE AFOREMENTIONED SETTLEMENT BY LT. JIM STACHOWSKI ON BEHALF OF THE CLINTON TOWNSHIP POLICE DEPARTMENT.

IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS TWO (2) PREVIOUS VIOLATIONS, ONE SIMILAR TO THE INSTANT CASE, SINCE BECOMING LICENSED ON NOVEMBER 19,

2008, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW:

THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO THE TWO (2) CHARGES, CITED ABOVE.

THE COMMISSIONER HEREBY ACCEPTS THE VIOLATION REPORT OF THIS CASE AND ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE WITHOUT OBJECTION; FURTHER, THE COMMISSIONER HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE BEING LICENSED BY THE MLCC AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE VIOLATION REPORT AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE LICENSEE VIOLATED SECTION 801(2) OF THE MICHIGAN LIQUOR CONTROL CODE, MCL 436.1801(2) AS CITED IN THE TWO (2) CHARGES OF THE COMPLAINT.

11-17-2015 AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$350 EACH FOR THE TWO (2) ACKNOWLEDGED CHARGES, FOR A TOTAL FINE OF \$700. IN ADDITION, THE COMMISSIONER ORDERS A SUSPENSION OF THIRTY-FIVE (35) CONTINUOUS DAYS IF THE TOTAL FINE OF \$700 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.

IN ADDITION, THE COMMISSIONER ORDERS THE LICENSEE TO PAY \$32.16 FOR WITNESS FEES FOR THIS HEARING.

WARNING: THE LICENSEE HAS TWO (2) SALE TO MINOR VIOLATIONS SINCE MAY OF 2014. A THIRD VIOLATION OF SECTION 801(2) OF THE MICHIGAN LIQUOR CONTROL CODE, WITHIN A TWENTY-FOUR (24) MONTH PERIOD, WILL LEAD TO A PENALTY HEARING AND POSSIBLE SUSPENSION OR REVOCATION OF LIQUOR LICENSE.

THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

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# ORIGINAL DECISION REPORT FROM 11-01-2015

TO 11-30-2015

**COMPLAINT NO: 172787 VIOLATION DATE: 07/23/2015** 

D.B.A : PARTY KING

ADDRESS : 33217 S GRATIOT

CLINTON TOWNSHIP MI 48035 COUNTY: MACOMB

LICENSEE(S): R&S LIQUOR SHOP, INC. INTEREST: CRI

CHARGE: SOLD OR FURNISHED ALCOHOL TO MINOR DECOY #2 (19): (CLINTON TWP PD, LT STACHOWSKI/CLERK

JOHN ANTWAN YALDA/ID NOT CHECKED)

COMM. ORDER: 11-09-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/NASFSO GIBSON ACK COSTS \$12.72

11-17-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS ONE SIMILAR PREVIOUS VIOLATION SINCE SECURING MLCC LICENSURE ON OCTOBER 16, 2012, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP.

AS PENALTY, THE COMMISSIONER THEREFORE, ORDERS A FINE OF \$700. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF THIRTY-FIVE (35) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$700 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

IN ADDITION, THE COMMISSIONER ORDERED THE LICENSEE TO PAY \$12.72 FOR WITNESS FEES FOR THIS

HEARING.

WARNING: THE LICENSEE HAS TWO (2) SALE TO MINOR VIOLATIONS THIS YEAR. A THIRD VIOLATION OF SECTION 801(2) OF THE MICHIGAN LIQUOR CONTROL CODE, WITHIN A TWENTY-FOUR (24) MONTH PERIOD FROM THE FIRST VIOLATION, WILL LEAD TO A PENALTY HEARING AND POSSIBLE SUSPENSION OR

REVOCATION OF LIQUOR LICENSE.

**COMPLAINT NO:** 172367 **VIOLATION DATE:** 06/27/2015

D.B.A : ANTHONY'S LIQUOR SHOPPE
ADDRESS : 16661 TWENTY FIVE MILE

MACOMB TOWNSHIP MI 48042 COUNTY: MACOMB

LICENSEE(S): ANTHONY'S LIQUOR STORE, LLC INTEREST: LLC

CHARGE: NSF CHECK \$920.35 \*\*\*NSF OUTSTANDING\*\*\*

COMM. ORDER: 11-12-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/NASFSO GIBSON RULE 15(E)

11-12-2015 COMBINED W/172066, 172072, 172187 THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$250 FOR THE SINGLE CHARGE IN EACH OF THE FOUR (4) COMPLAINTS FOR A TOTAL FINE OF \$1,000 AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIFTY (50) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$1,000 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS

LICENSEE.

FURTHER, THE COMMISSIONER ORDERS THAT ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IF THE ABOVE DISHONORED CHECKS, SERVICES CHARGE AND TOTAL FINES AND CHARGES PREVIOUSLY AND CURRENTLY DUE ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THIS ORDER IS COMPLIED WITH OR THE LICENSES AND PERMITS ARE TERMINATED.

**COMPLAINT NO:** 172072 **VIOLATION DATE:** 06/12/2015

D.B.A : ANTHONY'S LIQUOR SHOPPE
ADDRESS : 16661 TWENTY FIVE MILE

MACOMB TOWNSHIP MI 48042 COUNTY: MACOMB

LICENSEE(S): ANTHONY'S LIQUOR STORE, LLC INTEREST: LLC

CHARGE: NSF CHECK \$5544.90 \*\*\*NSF OUTSTANDING\*\*\*

COMM. ORDER: 11-09-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/NASFSO GIBSON RULE 15(E)

11-12-2015 COMBINED W/172066, 172187 & 172367 THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$250 FOR THE SINGLE CHARGE IN EACH OF THE FOUR (4) COMPLAINTS FOR A TOTAL FINE OF \$1,000 AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIFTY (50) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$1,000 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

FURTHER, THE COMMISSIONER ORDERS THAT ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IF THE ABOVE DISHONORED CHECKS, SERVICES CHARGE AND TOTAL FINES AND CHARGES PREVIOUSLY AND CURRENTLY DUE ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THIS ORDER IS COMPLIED WITH OR THE LICENSES AND PERMITS ARE TERMINATED.

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# **ORIGINAL DECISION REPORT FROM 11-01-2015**

**COMPLAINT NO:** 172066 **VIOLATION DATE:** 06/12/2015

D.B.A : ANTHONY'S LIQUOR SHOPPE
ADDRESS : 16661 TWENTY FIVE MILE

MACOMB TOWNSHIP MI 48042 COUNTY: MACOMB

LICENSEE(S): ANTHONY'S LIQUOR STORE, LLC INTEREST: LLC

CHARGE: NSF CHECK \$3118.28 \*\*\*NSF OUTSTANDING\*\*\*

COMM. ORDER: 11-09-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/NASFSO/GIBSON RULE 15(E)

11-12-2015 COMBINED W/172072, 172187 & 5-172367 THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$250 FOR THE SINGLE CHARGE IN EACH OF THE FOUR (4) COMPLAINTS FOR A TOTAL FINE OF \$1,000 AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIFTY (50) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$1,000 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

FURTHER, THE COMMISSIONER ORDERS THAT ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IF THE ABOVE DISHONORED CHECKS, SERVICES CHARGE AND TOTAL FINES AND CHARGES PREVIOUSLY AND CURRENTLY DUE ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THIS ORDER IS COMPLIED WITH OR THE LICENSES AND PERMITS ARE TERMINATED.

**COMPLAINT NO:** 172187 **VIOLATION DATE :** 06/19/2015

D.B.A : ANTHONY'S LIQUOR SHOPPE
ADDRESS : 16661 TWENTY FIVE MILE

MACOMB TOWNSHIP MI 48042 COUNTY: MACOMB

LICENSEE(S): ANTHONY'S LIQUOR STORE, LLC INTEREST: LLC

CHARGE: NSF CHECK \$1457.40 \*\*\*NSF OUTSTANDING\*\*\*

COMM. ORDER: 11-09-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/NASFSO GIBSON RULE 15(E)

11-12-2015 COMBINED W/172367, 172066, AND 172072 THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$250 FOR THE SINGLE CHARGE IN EACH OF THE FOUR (4) COMPLAINTS FOR A TOTAL FINE OF \$1,000 AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIFTY (50) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$1,000 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

FURTHER, THE COMMISSIONER ORDERS THAT ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IF THE ABOVE DISHONORED CHECKS, SERVICES CHARGE AND TOTAL FINES AND CHARGES PREVIOUSLY AND CURRENTLY DUE ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THIS ORDER IS COMPLIED WITH OR THE LICENSES AND PERMITS ARE TERMINATED.

**COMPLAINT NO:** 172855 **VIOLATION DATE:** 08/03/2015

D.B.A : SEASHORE FOOD MARKET

ADDRESS : 37820 GREEN

NEW BALTIMORE MI 48047 COUNTY: MACOMB

LICENSEE(S): SEASHORE FOOD MARKET INC. INTEREST: CRP

CHARGE: NSF CHECK \$938.55 \*\*PAID NSF IN FULL 8/26/15\*\*

COMM. ORDER: 11-09-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/NASFSO GIBSON RULE 15(E)

11-18-2015 IN DETERMINING PENALTY FOR THE SINGLE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS

VIOLATIONS SINCE SECURING MLCC LICENSURE ON MARCH 3, 2015, AT THE ABOVE LOCATION UNDER THE

CURRENT OWNERSHIP.

THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$100 FOR THE SINGLE CHARGE IN EACH OF THE TWO (2) COMPLAINTS FOR A TOTAL FINE OF \$200 AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF TEN (10) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$200 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

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TO 11-30-2015

### ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 172854 VIOLATION DATE: 08/03/2015

D.B.A : SEASHORE FOOD MARKET

ADDRESS : 37820 GREEN

NEW BALTIMORE MI 48047 COUNTY: MACOMB

LICENSEE(S): SEASHORE FOOD MARKET INC. INTEREST: CRP

CHARGE: NSF CHECK \$425.75 \*\*PAID NSF IN FULL 8/26/15\*\*

COMM. ORDER: 11-09-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/NASFSO GIBSON RULE 15(E)

11-18-2015 IN DETERMINING PENALTY FOR THE SINGLE CHARGE IN EACH OF THE TWO (2) COMPLAINTS,

THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE SECURING MLCC LICENSURE ON MARCH 3, 2015, AT THE ABOVE LOCATION UNDER THE

CURRENT OWNERSHIP.

THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$100 FOR THE SINGLE CHARGE IN EACH OF THE TWO (2) COMPLAINTS FOR A TOTAL FINE OF \$200 AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF TEN (10) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$200 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

**COMPLAINT NO:** 173553 **VIOLATION DATE:** 09/12/2015

D.B.A : MAIN STOP DELUXE
ADDRESS : 69209 N MAIN

RICHMOND MI 48062 COUNTY: MACOMB

LICENSEE(S): MUSLIH LIQUOR STORE, INC.

CHARGE: NSF CHECK \$3761.75 \*\*PAID NSF 10/19/15\*\*

COMM. ORDER: 10-19-2015 LIC ACK COMMISSIONERCLEMENTE

11-06-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$150.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 7 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

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# **ORIGINAL DECISION REPORT FROM 11-01-2015**

5 TO 11-30-2015

**COMPLAINT NO:** 171926 **VIOLATION DATE:** 06/13/2015

D.B.A : KELLY CORNER
ADDRESS : 18540 FRAZHO

ROSEVILLE MI 48066 COUNTY: MACOMB

LICENSEE(S): PATROS, INC. INTEREST: CRP

CHARGE : SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR DECOY X-313 (20) : (LCC INV JONES/CLERK ANTHONY

SCOTT TAYLOR/ID CHECKED)

COMM. ORDER: 11-09-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/NASFSO GIBSON NEG SETTLEMENT

11-17-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED SUPPORT OF THE AFOREMENTIONED SETTLEMENT BY INVESTIGATOR DAREK A. JONES ON BEHALF OF THE MLCC.

IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS THIRTY-ONE (31) PREVIOUS VIOLATIONS, SIX (6) SIMILAR TO THE INSTANT CASE, SINCE BECOMING LICENSED ON FEBRUARY 11, 1992, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW:

THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO THE ONE CHARGE, CITED ABOVE.

THE COMMISSIONER HEREBY ACCEPTS THE VIOLATION REPORT OF THIS CASE AND ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE WITHOUT OBJECTION; FURTHER, THE COMMISSIONER HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE BEING LICENSED BY THE MLCC AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

11-17-2015 BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE VIOLATION REPORT AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE LICENSEE VIOLATED SECTION 801(2) OF THE MICHIGAN LIQUOR CONTROL CODE, MCL 436.1801(2) AS CITED IN THE ONE CHARGE OF THE COMPLAINT.

AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$750. IN ADDITION, THE COMMISSIONER ORDERS A SUSPENSION OF THIRTY-EIGHT (38) CONTINUOUS DAYS IF THE TOTAL FINE OF \$750 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.

THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

**COMPLAINT NO: 172614 VIOLATION DATE: 07/22/2015** 

D.B.A : MARINO'S LIQUOR
ADDRESS : 22335 MASONIC

SAINT CLAIR SHORES MI 48082 COUNTY: MACOMB

LICENSEE(S): MASONIC PARTY SHOPPE, INC.

INTEREST: CR

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, X-312 (20): (LCC INV BLAU/CLERK DURAID

HIRMIZ-ODEESH KORO/ID CHECKED)

COMM. ORDER: 11-09-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/NASFSO GIBSON ACK

11-17-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE SECURING MLCC LICENSURE ON JANUARY 31, 2008, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP.

AS PENALTY, THE COMMISSIONER THEREFORE, ORDERS A FINE OF \$500, OF WHICH \$100 IS WAIVED DUE TO THE LICENSEE'S IMPECCABLE VIOLATION HISTORY, FOR A TOTAL FINE OF \$400. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF TWENTY (20) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$400 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

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# ORIGINAL DECISION REPORT FROM 11-01-2015

**COMPLAINT NO:** 171859 **VIOLATION DATE:** 06/04/2015

D.B.A : TAILGATE LOUNGE

ADDRESS : 5424 MAIN

ONEKAMA MI 49675 COUNTY: MANISTEE

LICENSEE(S): ATM INVESTMENTS INC INTEREST: CRI

CHARGE: 1) SOLD OR TRANSFERRED THE LICENSE, OR AN INTEREST IN THE LICENSE TO SHIRLEY MLEJNEK

AND/OR SHIRLEY'S PLACE, LLC, WITHOUT THE PRIOR APPROVAL OF THE MLCC; 2) ALLOWED SHIRLEY MLEJNEK AND/OR SHIRLEY'S PLACE, LLC, WHOSE NAME DOES NOT APPEAR ON THE LICENSE TO DERIVE

USE OR BENEFIT FROM THE LICENSE : (LCC INV OGDEN)

COMM. ORDER: 11-20-2015 AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$300 EACH CHARGE

NOS. 1 AND 2, BEING A TOTAL FINE OF \$600, WHICH IS DUE WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT ALL LICENSES AND PERMITS FOR THIS LICENSEE AT THE ABOVE-NAMED LOCATION REMAIN IN ESCROW UNTIL: 1) ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL AND 2) THE LICENSEE EITHER: A) ASSUMES FULL PROPRIETARY CONTROL OF THIS LICENSED BUSINESS, OR B) TRANSFERS SAID LICENSES TO A PERSON APPROVED BY THE COMMISSION, OR C) ALLOWS SAID LICENSES AND PERMITS TO TERMINATE

PURSUANT TO THE PROVISIONS OF RULE 436.1107.

**COMPLAINT NO:** 173582 **VIOLATION DATE:** 09/19/2015

D.B.A : THE HARD ROCK BAR

ADDRESS : 212 IRON

NEGAUNEE MI 49866 COUNTY: MARQUETTE

LICENSEE(S): THE HARD ROCK BAR L.L.C. INTEREST: LLC

CHARGE: 1) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO JENNY DONAHUE, WHO WAS IN AN INTOXICATED OR

VISIBLY INTOXICATED CONDITION; 2) ALLOWED JENNY DONAHUE, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 3) ALLOWED JENNY DONAHUE, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 4) ALLOWED AN AGENT, CLERK, OR EMPLOYEE, JENNY DONAHUE, TO BE ON THE LICENSED PREMISES IN AN INTOXICATED CONDITION; 5) FAILED TO COOPERATE WITH LAW ENFORCEMENT OFFICERS AND/OR OBSTRUCTED LAW ENFORCEMENT OFFICERS IN THE COURSE OF INSPECTING OR INVESTIGATING

THE LICENSED PREMISES : (NEGAUNEE PD OFCS GORSKI, GRAHOVAC AND GRASSO)

COMM. ORDER: 11-17-2015 LIC ACK COMMISSIONER GAFFNEY

11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY OF 1)\$700 801-2, 2,3,4)\$100 EACH, 5)\$200 FOR A TOTAL OF \$1200.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 60 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID

WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 173428 **VIOLATION DATE:** 08/21/2015

D.B.A : KING'S TRADING POST PARTY STORE

ADDRESS : 8493 FIVE MILE

MECOSTA MI 49332 COUNTY: MECOSTA

LICENSEE(S): KINGS TRADING POST PARTY STORE, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO DECOY WITH DATE OF BIRTH OCTOBER 27, 1994 (20): (MECOSTA

COUNTY SC DEP BIELECKI/CLERK RANDY JON KING/ID NOT CHECKED)

COMM. ORDER: 10-19-2015 LIC ACK COMMISSIONERCLEMENTE

11-06-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$400.00, \$100 WAVIED FOR A TOTAL OF \$300 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 15 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT

CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN

45 DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 173427 **VIOLATION DATE:** 08/21/2015

D.B.A : COUNTRY CORNER PLAZA SERVICE

**ADDRESS** : 8410 100TH

STANWOOD MI 49346 COUNTY: MECOSTA

LICENSEE(S): HARRY CHALMERS ASSOCIATES, INC. INTEREST: CRP

CHARGE : SOLD OR FURNISHED ALCOHOL TO DECOY WITH DATE OF BIRTH OCTOBER 27, 1994 (20) : (MECOSTA

COUNTY SC DEP BIELECKI/CLERK BRITTANY NICOLE COOLEY /ID NOT CHECKED)

COMM. ORDER: 10-16-2015 LIC ACK COMMISSIONERCLEMENTE

11-10-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$800.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 40 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. 801(2)

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# ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 171584 VIOLATION DATE : 04/21/2015

TABLE SIX ITALIAN RESTAURANT & WINE BAR D.B.A

ADDRESS 525 FIRST

> MENOMINEE MI 49858 COUNTY: MENOMINEE

LICENSEE(S) : BARON RESTAURANT GROUP, LLC INTEREST : LLC

NSF CHECK \$250.55 \*\*PAID NSF IN FULL 6/1/15\*\* CHARGE

09-28-2015 LIC ACK COMMISSIONER COMM. ORDER :

> 11-06-2015 THEREFORE, THE ADMINISTRATIVE LAW JUDGE ORDERS A PENALTY FINE OF \$100 FOR THE CHARGE IN THIS MATTER, WHICH IS DUE WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THE ADMINISTRATIVE LAW JUDGE ALSO ORDERS ALL LICENSES AND PERMITS FOR THIS LICENSEE AT THE ABOVE-NAMED LOCATION TO REMAIN IN ESCROW UNTIL ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL OR THE LICENSED AND PERMITS ARE TERMINATED PURSUANT TO THE

PROVISIONS OF ADMINISTRATIVE RULE R 436.1107. THE ADMINISTRATIVE LAW JUDGE FURTHER WARNS THE LICENSEE THAT FAILURE TO MAKE PAYMENT WITHIN THE TIME ALLOTTED MAY RESULT IN AN

ADDITIONAL VIOLATION UNDER ADMINISTRATIVE RULE R 436.1029, WHICH MAY SUBJECT THE LICENSEE

TO ADDITIONAL PENALTIES, INCLUDING REVOCATION OF THE LICENSES

COMPLAINT NO: 173631 VIOLATION DATE :

D.B.A : THE WILD NORTH ADDRESS

N 2497 0 1

MENOMINEE MI 49858 COUNTY: MENOMINEE

LICENSEE(S): THE KOZ 1 CORPORATION CRP INTEREST :

NSF CHECK \$315.74 \*\*PAID NSF 10/27/15\*\* CHARGE 11-03-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 11-06-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 3 THIS MATTER. CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION

ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

COMPLAINT NO: 173155 VIOLATION DATE : 08/15/2015

D.B.A : PETE'S GARAGE ADDRESS 930 N TELEGRAPH

> MONROE MI 48162 COUNTY: MONROE

LICENSEE(S) : PETE'S GARAGE, LLC INTEREST :

1-2) SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR X-302 (20) AND X-316 (20): (LCC INVS CHARGE

SWOPE AND FLYNN-SLOAT/CLERK PETER JOSEPH RENDINA/ID NOT CHECKED)

10-21-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 11-23-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$300 FOR EACH CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$600 IS NOT PAID WITHIN 45 DAYS FROM THE MAILING

DATE OF THIS ORDER.

COMPLAINT NO: 173431 VIOLATION DATE : 09/10/2015

TRUFANT GAS & PARTY STORE D.B.A :

: 1101 KOHLER ADDRESS

> TRUFANT MI 49347 COUNTY: MONTCALM

LICENSEE(S) : J J MINI MART, INC. INTEREST :

SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, GR-340 (20): (LCC INV MANN/CLERK MELISSA CHARGE

MARIE FULLER/ID CHECKED)

10-16-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 11-06-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 25 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION

> ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. 801(2)

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TO 11-30-2015

# ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 173611 VIOLATION DATE : 08/29/2015

D.B.A SPEEDWAY #6293 250 N THIRD ADDRESS

> FRUITPORT MI 49415 COUNTY: MUSKEGON

LICENSEE(S) : SPEEDWAY LLC (A DELAWARE LIMITED LIABILITY COMPANY) INTEREST : LLC

SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, DECOY WITH DATE OF BIRTH, MARCH 15, 1997 (18) CHARGE

: (FRUITPORT PD, SGT MCCABE AND OFC HUNT/CLERK MELISSA PEOPLES/ID CHECKED)

10-23-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$700 FOR THE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THIRTY FIVE (35) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM

THE MAILING DATE OF THIS ORDER.

COMPLAINT NO: 172826 08/03/2015 VIOLATION DATE :

ONE MORE BAR 'N' GRILL D.B.A

ADDRESS 8520 HOLTON

> HOLTON MI 49425 COUNTY: MUSKEGON

LICENSEE(S) : BRUCE FISHER BUILDERS, INC. INTEREST : CRP

1) SOLD OR FURNISHED ALCOHOL TO MINOR DECOY WITH DOB 12/31/96 (18); 2) FAILED TO KEEP A CHARGE

LICENSE, ISSUED BY THE MICHIGAN LIQUOR CONTROL COMMISSION, SIGNED, FRAMED UNDER TRANSPARENT MATERIAL, AND/OR FAILED TO PROMINENTLY DISPLAY THE LICENSE IN THE LICENSED

PREMISES : (MUSKEGON COUNTY SD, LT BROWN/CLERK DOMINIC HILL/ID CHECKED)

10-28-2015 HEARING HELD GRAND RAPIDS CLEMENTE/HALL/DECLERCQ RULE 15(E) COSTS \$42.40 COMM. ORDER :

11-05-2015 FINE FOR WITNESS FEES

11-05-2015 IN DETERMINING PENALTY, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS THREE (3) PREVIOUS VIOLATIONS, TWO (2) SIMILAR, SINCE BEING LICENSED ON NOVEMBER 14, 1997, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

FURTHER, AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$900 FOR CHARGE NO. 1 AND \$100 FOR CHARGE NO. 2, FOR A TOTAL OF \$1000 IN THIS MATTER. FURTHER, THE COMMISSIONER ORDERS THAT A SUSPENSION OF FIFTY (50) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

IN ADDITION, THE COMMISSIONER ORDERS THE LICENSEE TO PAY \$42.40 FOR WITNESS FEES FOR THIS HEARING.

COMPLAINT NO: 173610 VIOLATION DATE : 08/29/2015

FRUITPORT FRATERNAL ORDER OF EAGLES, AERIE 3666 D.B.A :

ADDRESS • 3354 S DANGL

> MUSKEGON MI 49444 COUNTY: MUSKEGON

LICENSEE(S) : FRUITPORT FRATERNAL ORDER OF EAGLES, AERIE 3666 INTEREST :

CHARGE SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, DECOY WITH DATE OF BIRTH, MARCH 15, 1997 (18)

: (FRUITPORT PD, OFC HODGES AND HUNT/CLERK EMILY ANN LOWDER/ID NOT CHECKED)

10-26-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$400 FOR THE CHARGE IN FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWENTY (20) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER.

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TO 11-30-2015

# ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 173516 VIOLATION DATE : 09/01/2015

D.B.A LOS AMIGOS, INC.

1848 E SHERMAN SUITE M ADDRESS

> MUSKEGON MI 49442 COUNTY: MUSKEGON

LICENSEE(S): AMIGOS, INC. (A KENTUCKY CORPORATION) INTEREST :

1) SOLD OR TRANSFERRED THE LICENSES, OR AN INTEREST IN THE LICENSES TO LOS AMIGOS OF CHARGE

MUSKEGON, INC., WITHOUT THE PRIOR APPROVAL OF THE MICHIGAN LIQUOR CONTROL COMMISSION; 2) ALLOWED A CORPORATION, LOS AMIGOS OF MUSKEGON, INC., WHOSE NAME DOES NOT APPEAR ON THE LICENSES, TO DERIVE USE OR BENEFIT FROM THE LICENSE; 3) FAILED TO KEEP A LICENSE, ISSUED BY THE MICHIGAN LIQUOR CONTROL COMMISSION, SIGNED, FRAMED UNDER TRANSPARENT MATERIAL,

AND/OR FAILED TO PROMINENTLY DISPLAY THE LICENSE IN THE LICENSED PREMISES : (LCC BRANDT)

10-29-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 11-03-2015 THEREFORE, THIS COMMISSIONER ORDERS A PENALTY FINE OF \$200 EACH FOR CHARGE NOS. 1 AND 2; AND \$100 FOR CHARGE NO. 3, FOR A TOTAL FINE OF \$500, WHICH IS DUE WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. IN ADDITION, THE COMMISSIONER ORDERS ALL LICENSES AND PERMITS FOR THIS LICENSEE AT THE ABOVE-NAMED LOCATION TO REMAIN IN ESCROW IINTII.:

1. ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL, AND

2. THE LICENSEE EITHER:

A. ASSUMES FULL PROPRIETARY CONTROL OF THIS LICENSED BUSINESS, OR

B. TRANSFERS SAID LICENSES TO A PERSON APPROVED BY THE MLCC, OR

C. ALLOWS SAID LICENSES AND PERMITS TO TERMINATE PURSUANT TO THE PROVISIONS OF ADMINISTRATIVE RULE R 436.1107. THE COMMISSIONER FURTHER WARNS THE LICENSEE THAT FAILURE TO MAKE PAYMENT WITHIN THE TIME ALLOTTED MAY RESULT IN AN ADDITIONAL VIOLATION UNDER ADMINISTRATIVE RULE R 436.1029, WHICH MAY SUBJECT THE LICENSEE TO ADDITIONAL PENALTIES,

INCLUDING REVOCATION OF THE LICENSES.

COMPLAINT NO: 173146 08/25/2015 VIOLATION DATE :

D.B.A LATITUDES MARKET ADDRESS 3200 LAKESHORE

> MUSKEGON MI 49441 COUNTY: MUSKEGON

LICENSEE(S) : TYLER ENTERPRISES, LLC INTEREST : LLC

SOLD OR FURNISHED ALCOHOL TO DECOY WITH DOB 1/21/96 (19) : (MUSKEGON PD, OFC DYKMAN/CLERK CHARGE

LAUREN PAIGE TAYLOR/ID CHECKED)

09-22-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$1000.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 50 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. 801(2)

COMPLAINT NO: 172827 08/03/2015 VIOLATION DATE :

D.B.A TOWN & COUNTRY GROCERY

ADDRESS 5311 E APPLE :

> MUSKEGON MI 49442 COUNTY: MUSKEGON

LICENSEE(S): TOWN & COUNTRY GROCERY, INC. INTEREST :

SOLD OR FURNISHED ALCOHOL TO MINOR DECOY WITH DATE OF BIRTH 12/31/96 (18): (MUSKEGON CHARGE

COUNTY SD, LT BROWN/CLERK DENISE ELLIS/ID CHECKED)

09-23-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500 AS PENALTY IN THIS MATTER, WITH \$100 WAIVED IN RECOGNITION OF THE LICENSEE'S LONG RECORD OF COMPLIANCE WITH THE LAW. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWENTY DAYS (20) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$400 IS NOT PAID WITHIN 45 DAYS FROM THE MAILING

DATE OF THIS ORDER.

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# ORIGINAL DECISION REPORT FROM 11-01-2015

TO 11-30-2015

COMPLAINT NO: 172467 VIOLATION DATE : 07/14/2015

RIVERSTOP SALOON D.B.A ADDRESS 56- 60 STATE

> NEWAYGO MI 49337 COUNTY: NEWAYGO

LICENSEE(S): RIVER STOP SALOON, L.L.C. INTEREST :

1) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO TOBI LAKE, WHO WAS IN AN INTOXICATED OR VISIBLY CHARGE

INTOXICATED CONDITION; 2) ALLOWED TOBI LAKE, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 3) ALLOWED TOBI LAKE, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 4) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO AMANDA AUW, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 5) ALLOWED AMANDA AUW, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 6) ALLOWED AMANDA AUW, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 7) PERMITTED A QUANTITY OF ALCOHOLIC LIQUOR, SOLD FOR CONSUMPTION ON THE LICENSED PREMISES, TO BE REMOVED

FROM THE LICENSED PREMISES, BY TOBI LAKE : (NEWAYGO PD, OFC KALINOWSKI AND WALERCZYK)

10-15-2015 HEARING HELD GRAND RAPIDS MOURNING/HALL/DECLERCQ COSTS \$180.40 COMM. ORDER :

> 11-04-2015 AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$700 FOR CHARGE NO. 1, AND \$200 FOR CHARGE NO. 2, AND \$100 FOR CHARGE NO. 3, BEING A TOTAL FINE OF \$1000, IN THIS MATTER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF FIFTY (50) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THE DISMISSAL, WITH PREJUDICE, OF CHARGE NOS. 4 THROUGH 7 IN CASE NO. 5-172467.

FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THE LICENSEE TO PAY TOTAL COST OF \$180.40 FOR WITNESS FEES INVOLVED IN CONNECTION WITH THE HEARING. 801(2)

172125 COMPLAINT NO: VIOLATION DATE : 06/20/2015

D.B.A CVS/PHARMACY #8136 ADDRESS 444 S OLD WOODWARD

> BIRMINGHAM MI 48009 COUNTY: OAKLAND

LICENSEE(S) : WOODWARD DETROIT CVS, L.L.C. INTEREST : LLC

SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, X-319 (19): (LCC INV COLEMAN/CLERK LIDIA M CHARGE

LIBERTINO/ID NOT CHECKED)

10-20-2015 HEARING HELD SOUTHFIELD GAFFNEY/NAFSO/GIBSON NEG SETTLEMENT COMM. ORDER :

> 11-04-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE. THE COMMISSIONER CONSIDERED SUPPORT OF THE AFOREMENTIONED SETTLEMENT BY INVESTIGATOR TERA COLEMAN ON BEHALF OF MLCC. IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS TWO (2) SIMILAR VIOLATIONS SINCE SECURING MLCC LICENSURE AS CVS ON APRIL 15, 2002; ONE OF THE TWO (2) VIOLATIONS CAME AFTER MERGER WITH WOODWARD DETROIT CVS ON MARCH 27, 2009, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW: THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO THE ONE CHARGE, CITED ABOVE.THE COMMISSIONER HEREBY ACCEPTS THE VIOLATION REPORT OF THIS CASE AND ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE WITHOUT OBJECTION; FURTHER, THE COMMISSIONER HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE BEING LICENSED BY THE MLCC AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE VIOLATION REPORT AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE LICENSEE VIOLATED SECTION 801(2) OF THE MICHIGAN LIQUOR CONTROL CODE, MCL 436.1801(2) AS CITED IN THE ONE CHARGE OF THE COMPLAINT. AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$400. IN ADDITION, THE COMMISSIONER ORDERS A SUSPENSION OF TWENTY (20) CONTINUOUS DAYS IF THE TOTAL FINE OF \$400 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE. THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO

> 11-04-2015 ORDER CONT...THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

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TO 11-30-2015

# **ORIGINAL DECISION REPORT FROM 11-01-2015**

COMPLAINT NO: 172414 VIOLATION DATE: 04/24/2015

D.B.A : THE PUB #1

ADDRESS : 151- 153 S TELEGRAPH

PONTIAC MI 48341 COUNTY: OAKLAND

LICENSEE(S): PONTIAC PUB CO. INTEREST: CR

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 09-24-2014

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 10-23-2014 :

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 10-28-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON RULE 15(E)

11-05-2015 THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$300, AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIFTEEN (15) DAYS BE IMPOSED IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL RUN CONCURRENTLY, NOT CONSECUTIVELY, WITH ANY

OTHER SUSPENSION THE MLCC ORDER FOR THIS LICENSEE.

AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED ADDRESS SUSPENDED FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION IS WAIVED IF WRITTEN PROOF OF SERVER TRAINING, ACCEPTABLE TO THE MLCC, IS PROVIDED TO THE MLCC IN ACCORDANCE WITH MLCC'S APPROVAL ORDER OF SEPTEMBER 24, 2014. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THIS PROOF OF SERVER

TRAINING IS RECEIVED BY THE MLCC, OR THE LICENSES AND PERMITS ARE TERMINATED.

COMPLAINT NO: 173093 VIOLATION DATE: 06/04/2015

D.B.A : WALGREEN'S #5969
ADDRESS : 29030 NORTHWESTERN

SOUTHFIELD MI 48304 COUNTY: OAKLAND

LICENSEE(S): WALGREEN CO. (AN ILLINOIS PUBLIC CORPORATION) INTEREST: CRP

CHARGE: 1) SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, DECOY DN SFLD 15-005 (19); 2) THE CLERK, SERVANT, AGENT OR EMPLOYEE OF THE LICENSEE, ENGAGED IN AN ILLEGAL OCCUPATION/ACT UPON THE

LICENSED PREMISES, SPECIFICALLY: SOLD ALCOHOL TO A MINOR: (SOUTHFIELD PD, LT GOFF AND SGT

SIKORSKI/CLERK NAME NOT KNOWN/ID NOT CHECKED)

COMM. ORDER: 10-22-2015 LIC ACK COMMISSIONER GAFFNEY

11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500 FOR CHARGE NO.1 AND \$100 FOR CHARGE NO.2, IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO

SERVE A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT

CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$600 IS

NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO: 170518 VIOLATION DATE: 02/25/2015** 

D.B.A : MON JIN LAU
ADDRESS : 1515 E MAPLE

TROY MI 48084 COUNTY: OAKLAND

LICENSEE(S): MON JIN LAU, INC. INTEREST: CRI

CHARGE: SALE TO DECOY MF (18): (TROY PD OFC'S GOBLER, BORDO, STOPCZYSNKI\DECOY MF\CK MI-AE FAWKS\NO

ID

COMM. ORDER: 11-04-2015 STIP FOR PROPOSED NEG SETTLEMENT COMM GAFFNEY-AG ASEVEDO.

11-17-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$650.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 33 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. 801(2)

TO 11-30-2015

# **ORIGINAL DECISION REPORT FROM 11-01-2015**

**COMPLAINT NO:** 173679 **VIOLATION DATE:** 05/05/2015

D.B.A : CHERRY HILL SUPER MARKET

ADDRESS : 424 N STATE US 31 N

SHELBY MI 49455 COUNTY: OCEANA

LICENSEE(S): CHERRY HILL SUPERMARKET, INC. INTEREST: CRP

CHARGE: BRENT ROGERS, THE CLERK, SERVANT, AGENT, OR EMPLOYEE OF THE LICENSEE ENGAGED IN AN ILLEGAL

OCCUPATION OR ILLEGAL ACT UPON THE LICENSED PREMISES, SPECIFICALLY: SALE OF TOBACCO TO

MINOR : (LCC INV BRANDT)

COMM. ORDER: 10-26-2015 LIC ACK COMMISSIONERCLEMENTE

11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR THE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 170783 **VIOLATION DATE:** 03/12/2015

D.B.A : RACKS BAR AND GRILL

ADDRESS : 802 W SEVENTH

EVART MI 49631 COUNTY: OSCEOLA

LICENSEE(S): FINEGAN MANAGEMENT, INC. INTEREST: CRP

CHARGE: POSSESSED, SOLD, OFFERED FOR SALE, OR EXPOSED FOR SALE ALCOHOL, VARIOUS BOTTLES OF

SPIRITS, WHICH WERE ADULTERATED, OR MISBRANDED, OR REFILLED : (LCC INV MANN)

COMM. ORDER: 11-25-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$300.00 FOR THE CHARGE IN

THIS MATTER. WHICH IS DUE 45 DAYS FROM THE MAILING DATE OF THIS ORDER. THE ALJ ALSO

ORDERS ALL LICENSES AND PERMITS FOR THIS LICENSEE TO REMAIN IN ESCROW UNTIL ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL OR THE LICENSES AND PERMITS ARE TERMINATED

PURSUANT TO THE PROVISIONS OF ADMINISTRATIVE RULE R 436.1029. NEGOTIATED SETTLEMENT RULE

15D

COMPLAINT NO: 173434 VIOLATION DATE: 09/04/2015

D.B.A : HIP PARTY STORE

ADDRESS: 10745 FORTY EIGHTH SUITE 125

ALLENDALE MI 49401 COUNTY: OTTAWA

LICENSEE(S): JAI MATA DEE, LLC INTEREST: LLC

CHARGE: NSF CHECK \$1892.87 \*\*PAID NSF 9-21-15\*\*

COMM. ORDER: 10-27-2015 LIC ACK COMMISSIONERCLEMENTE

11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50 FOR THE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 172990 **VIOLATION DATE :** 08/13/2015

D.B.A : 22 BELOW

ADDRESS : 22 S HARBOR UNIT 103

GRAND HAVEN MI 49417 COUNTY: OTTAWA

LICENSEE(S): FEWLESS ENTERTAINMENT, LLC INTEREST: LLC

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR DECOY GR-355 (19): (LCC INVS MULDER AND

SCHAAR/CLERK KIMBERLY KAREN FALKOWSKI/ID NOT CHECKED)

COMM. ORDER: 10-28-2015 HEARING HELD GRAND RAPIDS CLEMENTE/HALL/DECLERCQ RULE 15(E)

11-05-2015 IN DETERMINING PENALTY, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS, SINCE BEING LICENSED ON OCTOBER 22, 2010, AT

THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

FURTHER, AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$500 FOR THE ONE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF

THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

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TO 11-30-2015

# ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 173148 VIOLATION DATE : 08/18/2015

D.B.A

76 E 8TH ST ADDRESS

> HOLLAND MI 49423 COUNTY: OTTAWA

LICENSEE(S): OUR BREWING COMPANY, LLC INTEREST : LLC

SOLD OR FURNISHED ALCOHOL TO DECOY WITH DOB 1/1/97 (18) : (HOLLAND DPS, SGT KENDER/CLERK CHARGE

ANDREA ELIZABETH STRINGER/ID NOT CHECKED)

10-27-2015 STIP FOR PROPOSED NEG SETTLEMENT-COMM CLEMENTE-AG GEISSLER. COMM. ORDER :

> 11-05-2015 (1) THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO THE SINGLE CHARGE, CITED ABOVE;

(2) THE VIOLATION REPORT OF THIS CASE, THE STIPULATED AGREEMENT AND THE BALANCE OF THE MICHIGAN LIQUOR CONTROL COMMISSION (COMMISSION) FILE IN THIS MATTER ARE ENTERED INTO THE RECORD AS SUBSTANTIVE EVIDENCE;

- (3) THE COMMISSIONER FURTHER HAS TAKEN NOTICE OF THE PRIOR RECORD OF THIS LICENSEE, WHICH SHOWS NO PRIOR VIOLATIONS SINCE SECURING COMMISSION LICENSURE ON OCTOBER 16, 2012, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP;
- (4) THE LICENSEE IS HEREBY ORDERED TO PAY THE SANCTION OF A FINE OF \$500 FOR THE ONE ACKNOWLEDGED CHARGE, CITED ABOVE, AS PENALTY;
- (5) THE LICENSEE VIOLATED MCL 436.1801(2), AS CITED IN THE COMPLAINT IN THIS MATTER;
- (6) THE COMMISSIONER FURTHER ORDERS A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS IF THE TOTAL FINE OF \$500 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION FOR THIS LICENSEE;
- (7) THE LICENSEE AGREES THAT THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE COMMISSION OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

COMPLAINT NO: 172930 VIOLATION DATE : 07/03/2015

CHINA INN D.B.A

2863 W SHORE SUITE 105 ADDRESS

> HOLLAND MI 49423 COUNTY: OTTAWA

LICENSEE(S): STAR 75, INC. INTEREST :

FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 12-10-2014 CHARGE BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM

APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 01-02-2015:

(MLCC SERVER TRAINING COORDINATOR)

10-29-2015 LIC ACK COMMISSIONER CLEMENTE COMM. ORDER :

> 11-24-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER

COMPLAINT NO: 172551 VIOLATION DATE : 05/21/2015

THE ELBO ROOM D.B.A : ADDRESS 120 E MAIN

> ZEELAND MI 49464 COUNTY: OTTAWA

LICENSEE(S) : CHEF 2 CHEF, INC. INTEREST :

FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 10-29-2014 CHARGE BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 11-20-2014 :

(MLCC SERVER TRAINING COORDINATOR)

10-28-2015 HEARING HELD GRAND RAPIDS CLEMENTE/HALL/DECLERCQ ACK COMM. ORDER :

> 11-06-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 3 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

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# ORIGINAL DECISION REPORT FROM 11-01-2015

TO 11-30-2015

COMPLAINT NO: 172190 VIOLATION DATE : 06/18/2015

ANGELO'S PARTY STORE D.B.A

2506 N HARRISON ADDRESS

> HOUGHTON LAKE MI 48629 COUNTY: ROSCOMMON

LICENSEE(S) : ANGELO'S MANAGEMENT, INC. INTEREST : CRP

NSF CHECK \$1195.02 \*\*PAID NSF 7/8/15\*\* CHARGE

11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100.00 FOR THE CHARGE IN COMM. ORDER :

> THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 5 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. RULE 15E

COMPLAINT NO: 173252 VIOLATION DATE : 07/07/2015

D.B.A

2689 W FEDERAL ADDRESS :

> ROSCOMMON MI 48653 COUNTY: ROSCOMMON

LICENSEE(S) : KNIGHT ENTERPRISES, INC. INTEREST :

TAMMY HORTON, THE CLERK, SERVANT, AGENT, OR EMPLOYEE OF THE LICENSEE ENGAGED IN AN ILLEGAL CHARGE

OCCUPATION/ACT UPON THE LICENSED PREMISES, SPECIFICALLY: SALE OF TOBACCO TO MINOR:

(GERRISH TWP PD OFC MARTIN AND MSP, WEST BRANCH POST, TPR DETTLING)

10-14-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF

THIS ORDER.

COMPLAINT NO: 173496 VIOLATION DATE : 09/20/2015

DIXIE RUN LIQUOR D.B.A : ADDRESS R 1 11865 DIXIE

> BIRCH RUN MI 48415 COUNTY: SAGINAW

LICENSEE(S) : DIXIE RUN LIQUOR, INC. INTEREST :

10-16-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 11-12-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWENTY FIVE (25) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING

DATE OF THIS ORDER

COMPLAINT NO: VIOLATION DATE: 173433 09/12/2015

D.B.A JENNY'S FOOD STORE

ADDRESS 6340 BAY

> SAGINAW MI 48604 COUNTY: SAGINAW

LICENSEE(S) : IMJ, INC. INTEREST : CRP

SOLD OR FURNISHED ALCOHOL TO MINOR WITH DATE OF BIRTH OF JANUARY 25, 1996 (19) : (SAGINAW CHARGE

COUNTY SD, DEPS YEAGER AND BINIECKI/CLERK KENNETH H FELTCH/ID NOT CHECKED)

10-19-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 11-10-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$800 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FORTY (40) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

TO 11-30-2015

# **ORIGINAL DECISION REPORT FROM 11-01-2015**

**COMPLAINT NO:** 173580 **VIOLATION DATE:** 09/25/2015

D.B.A

**ADDRESS** : 42120 CO RD 687

BANGOR MI 49013 COUNTY: VAN BUREN

LICENSEE(S): UNITED MOMENTUM LLC INTEREST: LLC

CHARGE: SOLD OR FURNISHED ALCOHOL TO DECOY WITH DOB DECEMBER 28, 1995 (19): (VAN BUREN COUNTY SD,

DEP ANDERSON AND DET VANDAM/CLERK ROSE MARY KIDD/ID CHECKED)

COMM. ORDER: 10-20-2015 LIC ACK COMMISSIONERCLEMENTE

11-06-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$600.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 30 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. 801(2)

**COMPLAINT NO:** 173573 **VIOLATION DATE:** 09/18/2015

D.B.A : PRI MART

ADDRESS : 203 W DELAWARE

DECATUR MI 49045 COUNTY: VAN BUREN

LICENSEE(S): PRI MAR PETROLEUM, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO DECOY WITH DOB DECEMBER 28, 1995 (19): (VAN BUREN COUNTY SD,

DEP CALHOUN AND SGT DOUGLAS/CLERK ASHLEY LYNN KRALL/ID CHECKED)

COMM. ORDER: 10-21-2015 LIC ACK COMMISSIONERCLEMENTE

11-10-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500 AS PENALTY IN THIS MATTER, WITH \$100 WAIVED IN RECOGNITION OF THE LICENSEE'S LONG RECORD OF COMPLIANCE WITH THE LAW. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWENTY (20) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION

ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$400 IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 171910 **VIOLATION DATE:** 06/02/2015

D.B.A : LAWRENCE PETROLEUM
ADDRESS : 57887 RED ARROW

LAWRENCE MI 49064 COUNTY: VAN BUREN

LICENSEE(S): LAWRENCE PETROLEUM, L.L.C. INTEREST: LLC

CHARGE: NSF CHECK \$2498.15 \*\*PAID NSF IN FULL 6/24/15\*\*

COMM. ORDER: 10-22-2015 HEARING HELD KALAMAZOO GAFFNEY/HALL/DECLERCQ ACK

11-03-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 AS PENALTY IN THE MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIVE (5) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$100 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN

CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS

LICENSEE

**COMPLAINT NO:** 173526 **VIOLATION DATE:** 09/13/2015

D.B.A :

ADDRESS : 706 S KALAMAZOO

PAW PAW MI 49079 COUNTY: VAN BUREN

LICENSEE(S): WARNER VINEYARDS, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, GR-321, (20): (LCC INVS MULDER AND

SCHMIDT/CLERK DONAVON JACK YOUNG/ID NOT CHECKED)

COMM. ORDER: 10-16-2015 LIC ACK COMMISSIONERCLEMENTE

11-10-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$400.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 20 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. 801(2)

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TO 11-30-2015

## ORIGINAL DECISION REPORT FROM 11-01-2015

**COMPLAINT NO:** 173574 **VIOLATION DATE:** 09/18/2015

D.B.A : WAL-MART STORE #4439
ADDRESS : 1013 S KALAMAZOO

PAW PAW MI 49079 COUNTY: VAN BUREN

LICENSEE(S): WAL-MART STORES EAST, LIMITED PARTNERSHIP INTEREST: LTP

CHARGE: SOLD OR FURNISHED ALCOHOL TO DECOY WITH DOB DECEMBER 28, 1995 (19): (VAN BUREN COUNTY SD,

DEP CALHOUN AND SGT DOUGLAS/CLERK VIOLET RAY SALINE/ID CHECKED)

COMM. ORDER: 10-26-2015 LIC ACK COMMISSIONERCLEMENTE

11-19-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 173578 **VIOLATION DATE:** 09/25/2015

D.B.A : PHOENIX COUNTRY MARKET

**ADDRESS** : 68150 CO RD 388

SOUTH HAVEN MI 49090 COUNTY: VAN BUREN

LICENSEE(S): PHOENIX COUNTRY MARKET CORPORATION INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO DECOY WITH DOB DECEMBER 28, 1995 (19): (VAN BUREN COUNTY SD,

DEP ANDERSON AND DET VANDAM/CLERK JENNIFER RENEE PARKET/ID NOT CHECKED)

COMM. ORDER: 10-21-2015 LIC ACK COMMISSIONERCLEMENTE

11-10-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$800 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FORTY (40) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

**COMPLAINT NO:** 173493 **VIOLATION DATE:** 07/30/2015

D.B.A : HOPCAT

ADDRESS: 311- 315 MAYNARD

ANN ARBOR MI 48104 COUNTY: WASHTENAW

LICENSEE(S): HOPCAT ANN ARBOR, LLC INTEREST: LLC

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 01-13-2015 BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM

APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 01-29-2015

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 10-27-2015 LIC ACK COMMISSIONER CLEMENTE

11-24-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100.00, WITH \$50.00 WAIVED, FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM

THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 173232 **VIOLATION DATE:** 08/21/2015

D.B.A : BANFIELD BAR & GRILL

ADDRESS : 3140 PACKARD

ANN ARBOR MI 48104 COUNTY: WASHTENAW

LICENSEE(S): BANFIELD A.C., INC. INTEREST: CRP

CHARGE: NSF CHECK \$792.99 \*\*PAID NSF ON 9/16/15\*\*

COMM. ORDER: 10-19-2015 LIC ACK COMMISSIONERCLEMENTE

11-12-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$300 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

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TO 11-30-2015

### ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 173542 VIOLATION DATE : 09/09/2015

NORTH LAKE COUNTRY STORE D.B.A

20941 N TERRITORIAL ADDRESS

> CHELSEA MI 48118 COUNTY: WASHTENAW

LICENSEE(S): NORTH LAKE MARATHON, INC. INTEREST : CRP

SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR DECOY-EXPLORER WITH DOB JULY 14, 1997 (18) : CHARGE

(WASHTENAW COUNTY SD, CPL HILOBUK/CLERK LISA MARIE HERMAN/ID NOT CHECKED)

10-26-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$600 FOR THE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER

COMPLAINT NO: 172293 05/29/2015 VIOLATION DATE :

D.B.A MICHIGAN IMPORT & EXPORT, LLC

ADDRESS 4247 S CORRINE ST

> CANTON MI 48188 COUNTY: WAYNE

LICENSEE(S): MICHIGAN IMPORT & EXPORT, LLC INTEREST :

1) A WINE MAKER, FAILED TO FILE A TIMELY REPORT OF OPERATIONS FOR DECEMBER, 2014, AND TO CHARGE ENCLOSE THE WINE EXCISE TAX; 2) A WINE MAKER, FAILED TO FILE A TIMELY REPORT OF OPERATIONS

FOR JANUARY, 2015, AND TO ENCLOSE THE WINE EXCISE TAX; 3) A WINE MAKER, FAILED TO FILE A TIMELY REPORT OF OPERATIONS FOR FEBRUARY, 2015, AND TO ENCLOSE THE WINE EXCISE TAX; 4) A WINE MAKER, FAILED TO FILE A TIMELY REPORT OF OPERATIONS FOR MARCH, 2015, AND TO ENCLOSE THE WINE EXCISE TAX; 5) A WINE MAKER, FAILED TO FILE A TIMELY REPORT OF OPERATIONS FOR APRIL, 2015, AND TO ENCLOSE THE WINE EXCISE TAX; 6) FAILED TO COOPERATE WITH COMMISSION INVESTIGATORS AND/OR OBSTRUCTED COMMISSION INVESTIGATORS IN THE COURSE OF INSPECTING OR INVESTIGATING THE LICENSED PREMISES, WHILE ENFORCING THE MICHIGAN LIQUOR CONTROL CODE:

(LCC INV COLEMAN)

10-20-2015 HEARING HELD SOUTHFIELD GAFFNEY/NAFSO/GIBSON RULE 15(E) COMM. ORDER :

> 11-05-2015 THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$200 EACH FOR CHARGE NOS. 1 THRU 5, FOR A TOTAL FINE OF \$1,000, AS PENALTY IN THIS MATTER IN ADDITION, THE COMMISSIONER ORDERS A SUSPENSION OF FIFTY (50) CONTINUOUS DAYS IF THE TOTAL FINE OF \$1,000 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS

ORDERED BY THE MLCC FOR THIS LICENSEE.

AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS THAT ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION SUSPENDED IF THE ABOVE TAXES, FEES, REPORTS, CHARGES, LATE FEES AND TOTAL FINES AND LEVIES PREVIOUSLY AND CURRENTLY DUE ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THE REQUIREMENTS OF THIS ORDER ARE MET OR THIS LICENSE IS

TERMINATED.

FURTHER, THE COMMISSIONER ORDERS CHARGE NO. 6, CITED ABOVE, DISMISSED, WITH PREJUDICE.

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## ORIGINAL DECISION REPORT FROM 11-01-2015

TO 11-30-2015

**COMPLAINT NO: 171968 VIOLATION DATE: 06/19/2015** 

D.B.A : OPUS ONE

ADDRESS : 565 E LARNED

DETROIT MI 48226 COUNTY: WAYNE

LICENSEE(S): OPUS ONE, INC. INTEREST: CRI

CHARGE: 1) ALLOWED ALCOHOLIC LIQUOR TO BE KEPT OR STORED OFF THE LICENSED PREMISES WITHOUT PRIOR WRITTEN ORDER OF THE COMMISSION; 2) POSSESSED OR CONSUMED ALCOHOLIC LIQUOR IN A PUBLICLY

OWNED AREA NOT LICENSED TO SELL FOR CONSUMPTION ON THE PREMISES; 3) SOLD ALCOHOLIC LIQUOR

OFF THE LICENSED PREMISES : (U OF M DPSS SGT ALESSI AND OFC KOHTZ)

COMM. ORDER: 11-03-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON NEG SETTLEMENT

11-17-2015 AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$150 EACH FOR CHARGE NOS. 1 AND 2, FOR A TOTAL FINE OF \$300 FOR THE CHARGE IN THIS MATTER, WHICH IS DUE WITHIN FORTY-FIVE DAYS FROM THE MAILING DATE OF THIS ORDER. THE COMMISSIONER ALSO ORDERS ALL LICENSES AND PERMITS FOR THIS LICENSEE AT THE ABOVE-NAMED LOCATION TO REMAIN IN ESCROW UNTIL ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL OR THE LICENSES AND PERMITS ARE TERMINATED PURSUANT TO THE PROVISIONS OF ADMINISTRATIVE RULE R 436.1107. THE COMMISSIONER FURTHER WARNS THE LICENSEE THAT FAILURE TO MAKE PAYMENT WITHIN THE TIME ALLOTTED MAY RESULT IN AN ADDITIONAL VIOLATION UNDER ADMINISTRATIVE RULE R 436.1029, WHICH MAY SUBJECT THE LICENSEE TO ADDITIONAL PENALTIES, INCLUDING REVOCATION OF THE LICENSES.

FURTHER, THE COMMISSIONER ORDERS CHARGE NO. 3, CITED ABOVE, DISMISSED, WITH PREJUDICE. THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

11-17-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED SUPPORT OF THE AFOREMENTIONED SETTLEMENT BY SGT. PASQUALE ALESSI ON BEHALF OF THE UNIVERSITY OF MICHIGAN DIVISION OF PUBLIC SAFETY & SECURITY.IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO VIOLATIONS SINCE SECURING LICENSURE FROM THE MLCC ON AUGUST 14, 1987, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW:THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO CHARGE NOS. 1 AND 2, CITED ABOVE.THE COMMISSIONER HEREBY ACCEPTS THE VIOLATION REPORT OF THIS CASE AND ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE WITHOUT OBJECTION; FURTHER, THE COMMISSIONER HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE BEING LICENSED BY THE MLCC AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE VIOLATION REPORT AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE LICENSEE VIOLATED RULE 436.1025 AND MCL 436.1915(2) AS CITED IN CHARGE NO. 1 AND 2, RESPECTIVELY, OF THE COMPLAINT.

## ORIGINAL DECISION REPORT FROM 11-01-2015

TO 11-30-2015

COMPLAINT NO: 170429 VIOLATION DATE : 01/25/2015

OPUS ONE D.B.A ADDRESS 565 E LARNED

> DETROIT MI 48226

COUNTY: WAYNE

LICENSEE(S): OPUS ONE, INC. INTEREST :

1) ON OR ABOUT MAY, 2014, TRANSFERRED THE LOCATION OF THE LICENSED PREMISES WITHOUT PRIOR CHARGE WRITTEN APPROVAL OF THE COMMISSION. (MLCC INV. CRYSTAL HAMPTON)

11-03-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON NEG SETTLEMENT COMM. ORDER :

> 11-17-2015 AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$300 FOR THE CHARGE IN THIS MATTER, WHICH IS DUE WITHIN FORTY-FIVE DAYS FROM THE MAILING DATE OF THIS ORDER. THE COMMISSIONER ALSO ORDERS ALL LICENSES AND PERMITS FOR THIS LICENSEE AT THE ABOVE-NAMED LOCATION TO REMAIN IN ESCROW UNTIL ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL OR THE LICENSES AND PERMITS ARE TERMINATED PURSUANT TO THE PROVISIONS OF ADMINISTRATIVE RULE R 436.1107. THE COMMISSIONER FURTHER WARNS THE LICENSEE THAT FAILURE TO MAKE PAYMENT WITHIN THE TIME ALLOTTED MAY RESULT IN AN ADDITIONAL VIOLATION UNDER ADMINISTRATIVE RULE R 436.1029, WHICH MAY SUBJECT THE LICENSEE TO ADDITIONAL PENALTIES, INCLUDING REVOCATION OF THE LICENSES.

CRP

THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

11-17-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED SUPPORT OF THE AFOREMENTIONED SETTLEMENT BY INVESTIGATOR CRYSTAL HAMPTON ON BEHALF OF MLCC.

IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO VIOLATIONS SINCE SECURING LICENSURE FROM THE MLCC ON AUGUST 14, 1987, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW:

THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO THE ONE CHARGE, CITED ABOVE.

THE COMMISSIONER HEREBY ACCEPTS THE VIOLATION REPORT OF THIS CASE AND ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE WITHOUT OBJECTION; FURTHER, THE COMMISSIONER HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE GAINING LICENSURE BY THE MLCC AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE VIOLATION REPORT AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE LICENSEE IN THIS CASE

VIOLATED RULE 436.1023(1) AS CITED IN THE ONE CHARGE OF THE COMPLAINT.

COMPLAINT NO: 173840 VIOLATION DATE : 09/30/2015

D.B.A VEGAS LIOUOR & WINE SHOPPE

8024 GREENFIELD ADDRESS

> DETROIT MI 48228 COUNTY: WAYNE

LICENSEE(S) : VEGAS, INC. INTEREST :

SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, DECOY #12-05 (20): (DPD, 12TH PREC, 15-46, LT CHARGE

HENRY AND OFCS HEARN AND JONES/CLERK NORMAN BAHOURA/ID NOT CHECKED)

11-18-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 11-19-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$800 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FORTY (40) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE

OF THIS ORDER.

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TO 11-30-2015

## ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 172539 VIOLATION DATE: 07/07/2015

D.B.A : CLUB VENUS

ADDRESS : 9506- 9510 MICHIGAN

DETROIT MI 48210 COUNTY: WAYNE

LICENSEE(S): BULLDOG AMUSEMENTS III, INC. INTEREST: CRI

CHARGE: 1) MELISSA NICOLE RODRIGUEZ, THE CLERK, SERVANT, AGENT, OR EMPLOYEE OF THE LICENSEE,

ENGAGED IN AN ILLEGAL OCCUPATION OR ILLEGAL ACT UPON THE LICENSED PREMISES, SPECIFICALLY: GROSS INDECENCY; 2) TIMOTHY PAUL ZUBKE, THE CLERK, SERVANT, AGENT, OR EMPLOYEE OF THE LICENSEE, ENGAGED IN AN ILLEGAL OCCUPATION OR ILLEGAL ACT UPON THE LICENSED PREMISES, SPECIFICALLY: LICENSE OR OPERATOR OF A SEXUALLY ORIENTED BUSINESS ALLOWED DISORDERLY OR INDECENT CONDUCT ON THE PREMISES; 3) TIMOTHY PAUL ZUBKE, THE CLERK, SERVANT, AGENT, OR EMPLOYEE OF THE LICENSEE, ENGAGED IN AN ILLEGAL OCCUPATION OR ILLEGAL ACT UPON THE LICENSED PREMISES, SPECIFICALLY: LICENSE OR OPERATOR OF A SEXUALLY ORIENTED BUSINESS ALLOWED ILLEGAL OR PROHIBITED ACTS ON THE LICENSED BUSINESS: (DPD, VICE, 15-36, SGT

TUCKER AND OFCS WILLIAMS, ATKINS AND JENKINS)

COMM. ORDER: 10-26-2015 HEARING HELD SOUTHFIELD GAFFNEY/NAFSO/GIBSON NEG SETTLEMENT

11-04-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$300 EACH FOR 1-2), 3)DISMISSED WITH PREJUDICE FOR A TOTAL OF \$600.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 30 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER. NEGOTIATED

SETTLEMENT

COMPLAINT NO: 172791 VIOLATION DATE: 07/24/2015

D.B.A : TOYA'S SPOT
ADDRESS : 14906 SCHAEFER

DETROIT MI 48227 COUNTY: WAYNE

LICENSEE(S): GREEN, TOYA INTEREST: IND

CHARGE : NSF CHECK \$1327.72 \*\*NSF PAID 11/4/15\*\*

COMM. ORDER: 10-20-2015 HEARING HELD SOUTHFIELD GAFFNEY/NAFSO/GIBSON RULE 15(E)

11-03-2015 COMBINED W/172266 IN DETERMINING PENALTY FOR THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS EIGHT

(8) PREVIOUS VIOLATIONS, SEVEN (7) SIMILAR TO THE INSTANT CASE, SINCE SECURING MLCC LICENSURE ON SEPTEMBER 5, 2001, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP. AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$300 FOR THE SINGLE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, FOR A TOTAL FINE OF \$600. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$600 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS THAT ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IF THE ABOVE DISHONORED CHECKS, SERVICES CHARGE AND TOTAL FINES AND CHARGES PREVIOUSLY AND CURRENTLY DUE ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THIS ORDER IS COMPLIED WITH, OR THE LICENSES AND PERMITS ARE

TERMINATED.

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# ORIGINAL DECISION REPORT FROM 11-01-2015

TO 11-30-2015

COMPLAINT NO: 172266 VIOLATION DATE : 06/26/2015

TOYA'S SPOT D.B.A 14906 SCHAEFER ADDRESS

> DETROIT MI 48227 COUNTY: WAYNE

LICENSEE(S) : GREEN, TOYA INTEREST : IND

NSF CHECK \$3960.76 \*\*PAID NSF 11/4/15\*\* CHARGE

10-20-2015 HEARING HELD SOUTHFIELD GAFFNEY/NAFSO/GIBSON RULE 15(E) COMM. ORDER :

> 11-03-2015 COMBINED W/172791 IN DETERMINING PENALTY FOR THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS EIGHT (8) PREVIOUS VIOLATIONS, SEVEN (7) SIMILAR TO THE INSTANT CASE, SINCE SECURING MLCC LICENSURE ON SEPTEMBER 5, 2001, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP. AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$300 FOR THE SINGLE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, FOR A TOTAL FINE OF \$600. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$600 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

> AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS THAT ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IF THE ABOVE DISHONORED CHECKS, SERVICES CHARGE AND TOTAL FINES AND CHARGES PREVIOUSLY AND CURRENTLY DUE ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THIS ORDER IS COMPLIED WITH, OR THE LICENSES AND PERMITS ARE TERMINATED.

COMPLAINT NO: 172733 VIOLATION DATE : 07/21/2015

D.B.A : ATHENS LIQUOR STORE ADDRESS 577- 579 MONROE

> DETROIT MI 48226 COUNTY: WAYNE

LICENSEE(S): BUTRIS ENTERPRISES, INC.

INTEREST : CRP

: NSF CHECK \$485.67 \*\*PAID NSF IN FULL 8/10/15\*\* CHARGE

COMM. ORDER : 10-28-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON NEG SETTLEMENT

> 11-06-2015 ORDER CONT..VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

> 11-06-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NINE (9) PREVIOUS SIMILAR VIOLATIONS SINCE SECURING MLCC LICENSURE ON AUGUST 8, 2001, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW: THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINTS CITED ABOVE.THE COMMISSIONER HEREBY ACCEPTS THE ADMINISTRATIVE DOCUMENTS AND ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE WITHOUT OBJECTION; FURTHER, THE COMMISSIONER HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE SECURING MLCC LICENSURE AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE ADMINISTRATIVE DOCUMENTS AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE LICENSEE VIOLATED RULE 436.1059, AS CITED IN THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINTS.AS PENALTY, THE COMMISSIONER ORDERS A TOTAL FINE OF \$200 FOR THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, CITED ABOVE, FOR A TOTAL FINE OF \$400. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TWENTY (20) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$400 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THESE MATTERS BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THESE COMPLAINTS, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THESE CASES WAS ENTERED VOLUNTARILY AND

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### ORIGINAL DECISION REPORT FROM 11-01-2015

**COMPLAINT NO:** 171809 **VIOLATION DATE:** 05/27/2015

D.B.A : ATHENS LIQUOR STORE
ADDRESS : 577- 579 MONROE

DETROIT MI 48226 COUNTY: WAYNE

LICENSEE(S): BUTRIS ENTERPRISES, INC. INTEREST: CRP

CHARGE: NSF CHECK \$325.56 \*\*\*NSF PAID 6-12-15\*\*\*

COMM. ORDER: 10-28-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON NEG SETTLEMENT

11-06-2015 ORDER CONT..VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

11-06-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NINE (9) PREVIOUS SIMILAR VIOLATIONS SINCE SECURING MLCC LICENSURE ON AUGUST 8, 2001, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW: THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINTS CITED ABOVE.THE COMMISSIONER HEREBY ACCEPTS THE ADMINISTRATIVE DOCUMENTS AND ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE WITHOUT OBJECTION; FURTHER, THE COMMISSIONER HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE SECURING MLCC LICENSURE AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE ADMINISTRATIVE DOCUMENTS AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE LICENSEE VIOLATED RULE 436.1059, AS CITED IN THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINTS.AS PENALTY, THE COMMISSIONER ORDERS A TOTAL FINE OF \$200 FOR THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, CITED ABOVE, FOR A TOTAL FINE OF \$400. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TWENTY (20) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$400 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE. THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THESE MATTERS BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THESE COMPLAINTS, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THESE CASES WAS ENTERED VOLUNTARILY AND

**COMPLAINT NO: 173071 VIOLATION DATE: 08/06/2015** 

D.B.A : THE COLISEUM

ADDRESS : 11300 E EIGHT MILE

DETROIT MI 48205 COUNTY: WAYNE

LICENSEE(S): COLISEUM BAR & GRILL, INC. INTEREST: CRP

CHARGE: NSF CHECK \$6606.08 \*\*NSF PAID IN FULL 8/31/15\*\*

COMM. ORDER: 11-16-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON NEG SETTLEMENT

11-23-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 5 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

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TO 11-30-2015

## ORIGINAL DECISION REPORT FROM 11-01-2015

**COMPLAINT NO:** 172789 **VIOLATION DATE:** 08/05/2015

D.B.A : 8 MILE EXPRESS

ADDRESS : 18685 W EIGHT MILE

DETROIT MI 48219 COUNTY: WAYNE

LICENSEE(S): F & M DALLY, INC. INTEREST: CRP

CHARGE: ON MAY 28, 2015, FERRIS F. DALLY, OFFICER OF LICENSED CORPORATION WAS FOUND GUILTY OF A

FELONY, SPECIFICALLY: CONVICTED OF TOBACCO PRODUCTS ACT : (LCC INV HAMPTON)

COMM. ORDER: 11-03-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON NEG SETTLEMENT

11-13-2015 ORDER CONT...EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

11-13-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED SUPPORT OF THE AFOREMENTIONED SETTLEMENT BY INVESTIGATOR CRYSTAL HAMPTON ON BEHALF OF MLCC.IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSE'S TOTAL RECORD, WHICH SHOWS NO VIOLATIONS SINCE SECURING LICENSURE FROM THE MLCC ON MAY 18, 2007, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW: THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO THE ONE CHARGE, CITED ABOVE.THE COMMISSIONER HEREBY ACCEPTS THE VIOLATION REPORT OF THIS CASE AND ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE WITHOUT OBJECTION; FURTHER, THE COMMISSIONER HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE BEING LICENSED BY THE MLCC AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE VIOLATION REPORT AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE LICENSEE IN THIS CASE VIOLATED RULE 436.1011(2)(A) AS CITED IN THE ONE CHARGE OF THE COMPLAINT.

AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$300. IN ADDITION, THE COMMISSIONER ORDERS A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE. THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS C

**COMPLAINT NO:** 172538 **VIOLATION DATE:** 06/20/2015

D.B.A : PANCHOS PALACE II

ADDRESS : 6200 W LAFAYETTE

DETROIT MI 48209 COUNTY: WAYNE

LICENSEE(S): PANCHOS FOOD MART, INC. INTEREST: CRP

CHARGE: FAILED TO COMPLY WITH ALL STATE AND LOCAL BUILDING, PLUMBING, ZONING, SANITATION, AND HEALTH LAWS, RULES AND ORDINANCES, SPECIFICALLY: NO CERTIFICATE OF COMPLIANCE: (DPD, 4TH

PREC, 15-34, LT QUARELLO AND SGT GUTIERREZ)

COMM. ORDER: 10-26-2015 HEARING HELD SOUTHFIELD GAFFNEY/NAFSO/GIBSON DISMISSED

11-04-2015 DISMISSED WITH PREJUDICE.

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## ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 172536 VIOLATION DATE : 07/07/2015

D.B.A

2313 GRATIOT ADDRESS

> DETROIT MI 48207 COUNTY: WAYNE

LICENSEE(S): MOTOR CITY LIQUOR, INC. INTEREST : CRP

SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, DECOY #LL15-01 (18) : (DPD, LIQUOR LICENSE CHARGE

UNIT, 15-27, SGT LIGHTFOOTT/CLERK ROBERT BRECKENRIDGE/ID NOT CHECKED)

11-02-2015 HEARING HELD SOUTHFIELD CLEMENTE/MCDOWELL/GIBSON NEG SETTLEMENT COMM. ORDER :

11-10-2015 TO DETERMINE THE TRUE AGE OF THE PURCHASER.

AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$500 IN THIS MATTER. FURTHER, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS SHALL BE IMPOSED, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

FURTHER, THE COMMISSIONER ORDERS THAT THIS NEGOTIATED SETTLEMENT IS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION; THAT THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE COMMISSION OR ANY COURT OF LAW; THAT THE PLEA IN THIS CASE HAS BEEN ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES; THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED AS PART OF THE OFFICIAL RECORD HEREIN; AND THAT THIS NEGOTIATED SETTLEMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

11-10-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE STATEMENT OF SUPPORT FOR THE AFOREMENTIONED SETTLEMENT BY SGT. LIGHTFOOT, OF THE DETROIT POLICE DEPARTMENT.IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS ONE PREVIOUS SIMILAR VIOLATION, SINCE SECURING COMMISSION LICENSURE ON APRIL 30, 2008, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER FURTHER TOOK INTO CONSIDERATION, AS MITIGATIVE CIRCUMSTANCES, THE STATEMENTS MADE BY THE PARTIES. IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW: THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO THE ONE CHARGE IN COMPLAINT NO. 5-172536.

THE COMMISSIONER ACCEPTS THE VIOLATION REPORT AND ITS ATTACHMENTS AS SUBSTANTIVE EVIDENCE. FURTHER, THE COMMISSIONER ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE SECURING COMMISSION LICENSURE AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE VIOLATION REPORT AND ITS ATTACHMENTS, THE COMMISSIONER FINDS THAT THE LICENSEE VIOLATED MCL 436.1801(2), AS CITED IN THE ONE CHARGE IN THE COMPLAINT IN THIS MATTER.

THE COMMISSIONER FINDS THAT, WHILE UNDER THE DIRECTION OF THE DETROIT POLICE DEPARTMENT, DECOY #LL 15-01, WHO WAS EIGHTEEN (18) YEARS OF AGE AT THE TIME OF THE INCIDENT, ENTERED THE ABOVE-NAMED LICENSED ESTABLISHMENT ON JULY 7, 2015, AND PURCHASED ALCOHOLIC LIQUOR FROM AN EMPLOYEE OF THE LICENSEE. THE COMMISSIONER FURTHER FINDS THAT THE EMPLOYEE OF THE LICENSEE WAS NOT SHOWN PROPER IDENTIFICATION; HOWEVER, THE EMPLOYEE STILL SOLD ALCOHOLIC LIQUOR TO THE DECOY. THE EMPLOYEE DID NOT MAKE A DILIGENT INQUIR

COMPLAINT NO: 173500 VIOLATION DATE: 09/12/2015

3RD BAR D.B.A :

ADDRESS 699 W FOREST & 4626 THIRD

> DETROIT MI 48201 COUNTY: WAYNE

LICENSEE(S) : 3RD BAR, LLC INTEREST :

1) INSTALLED AN ADDITIONAL BAR WITHOUT THE PRIOR WRITTEN APPROVAL OF THE COMMISSION; 2) CHARGE FAILED TO KEEP A PERMIT, ISSUED BY THE MICHIGAN LIQUOR CONTROL COMMISSION, FRAMED UNDER TRANSPARENT MATERIAL, AND/OR FAILED TO PROMINENTLY DISPLAY THE PERMIT ADJACENT TO THE LIQUOR LICENSE IN THE LICENSED PREMISES; 3) ALLOWED OUT-OF-DOORS SERVICE IN AN APPROVED

AREA BUT DID NOT ENSURE THAT THE AREA WAS WELL-DEFINED AND CLEARLY MARKED : (LCC INV ANDERSON)

10-15-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 11-19-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 EACH FOR THE CHARGE NOS.1 AND 3, AND \$100 FOR CHARGE NO. 2, IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWENTY FIVE (25) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$500 IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

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## ORIGINAL DECISION REPORT FROM 11-01-2015

TO 11-30-2015

**COMPLAINT NO: 172857 VIOLATION DATE: 07/29/2015** 

D.B.A : SUPER STAR LIQUOR

ADDRESS: 15030-34- 15038 HOUSTON WHITTIER

DETROIT MI 48205 COUNTY: WAYNE

LICENSEE(S): STAR LIQUOR INC. INTEREST: CRP

CHARGE: NSF CHECK \$1113.21 \*\*PAID NSF IN FULL 8/26/15\*\*

COMM. ORDER: 10-01-2015 LIC ACK COMMISSIONER GAFFNEY

11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 FOR EACH CHARGE CITED ABOVE, FOR A TOTAL FINE OF \$200. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$200 IS NOT PAID

WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 172856 **VIOLATION DATE:** 07/28/2015

D.B.A : SUPER STAR LIQUOR

ADDRESS: 15030-34- 15038 HOUSTON WHITTIER

DETROIT MI 48205 COUNTY: WAYNE

LICENSEE(S): STAR LIQUOR INC. INTEREST: CRP

CHARGE: NSF CHECK \$2845.67 \*\*PAID NSF IN FULL 8/26/15\*\*

COMM. ORDER: 10-01-2015 LIC ACK COMMISSIONER GAFFNEY

11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 FOR EACH CHARGE CITED ABOVE, FOR A TOTAL FINE OF \$200. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$200 IS NOT PAID

WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO: 173474 VIOLATION DATE: 09/05/2015** 

D.B.A : 8 MILE LIQUOR SHOP

ADDRESS : 17317- 17321 W EIGHT MILE

DETROIT MI 48235 COUNTY: WAYNE

LICENSEE(S): C & S LIQUOR, INC. INTEREST: CRP

CHARGE: NSF CHECK \$3829.81 \*\*PAID NSF 10/19/15\*\*
COMM. ORDER: 10-28-2015 LIC ACK COMMISSIONERCLEMENTE

11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR THE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 173612 **VIOLATION DATE:** 07/22/2015

D.B.A : TRADE WINDS
ADDRESS : 17521 LIVERNOIS

DETROIT MI 48221 COUNTY: WAYNE

LICENSEE(S): RNA TRADE WINDS, INC. INTEREST: CRP

CHARGE: 1) SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, DECOY #12-05 (20); 2) FAILED TO COOPERATE

WITH AND/OR OBSTRUCTED LAW ENFORCEMENT OFFICERS IN THE COURSE OF INSPECTING OR INVESTIGATING THE LICENSED PREMISES, WHILE ENFORCING THE MICHIGAN LIQUOR CONTROL CODE: (DPD, 12TH PREC, 15-43, LT HENRY AND OFCS YOURK AND POWELL/CLERK RAMI HENNES/ID NOT

CHECKED)

COMM. ORDER: 10-22-2015 LIC ACK COMMISSIONERCLEMENTE

11-19-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500 FOR CHARGE NOS.1 AND \$200 FOR CHARGE NO. 2, IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THIRTY FIVE (35) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$700 IS

NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

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TO 11-30-2015

## ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 173756 VIOLATION DATE: 10/07/2015

D.B.A : ST JUDE INVESTMENT, INC.

ADDRESS : 7459 JOY

DETROIT MI 48204 COUNTY: WAYNE

LICENSEE(S): ST. JUDE INVESTMENT, INC INTEREST: CRP

CHARGE: NSF CHECK \$928.38 \*\*PAID NSF 10/21/15\*\*

COMM. ORDER: 11-16-2015 LIC ACK COMMISSIONER GAFFNEY

11-25-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

**COMPLAINT NO: 172800 VIOLATION DATE: 07/22/2015** 

D.B.A : EAST WARREN MARKET

ADDRESS : 15500- 15508 E WARREN

DETROIT MI 48224 COUNTY: WAYNE

LICENSEE(S): LUCCA VENTURES, INC. INTEREST: CRP

CHARGE: NSF CHECK \$3206.74 \*\*PAID NSF IN FULL 9/3/15\*\*

COMM. ORDER: 11-03-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON RULE 15(E)

11-17-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE IN THE TWO (2) COMPLAINTS FOR WHICH VIOLATIONS WERE FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS TWO (2) SIMILAR VIOLATIONS SINCE GAINING MLCC LICENSURE ON JANUARY 14, 2015, AT THE

ABOVE LOCATION UNDER THE CURRENT OWNERSHIP.

AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$250 FOR EACH CHARGE OF THE TWO (2) COMPLAINTS, CITED ABOVE, FOR A TOTAL FINE OF \$500. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$500 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS

SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.

**COMPLAINT NO:** 172860 **VIOLATION DATE:** 07/29/2015

D.B.A : EAST WARREN MARKET

ADDRESS : 15500- 15508 E WARREN

DETROIT MI 48224 COUNTY: WAYNE

LICENSEE(S): LUCCA VENTURES, INC. INTEREST: CRP

CHARGE: NSF CHECK \$1221.67 \*\*PAID NSF IN FULL 9/3/15\*\*

COMM. ORDER: 11-03-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON RULE 15(E)

11-17-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE IN THE TWO (2) COMPLAINTS FOR WHICH VIOLATIONS WERE FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS TWO (2) SIMILAR VIOLATIONS SINCE GAINING MLCC LICENSURE ON JANUARY 14, 2015, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP.

AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$250 FOR EACH CHARGE OF THE TWO (2) COMPLAINTS, CITED ABOVE, FOR A TOTAL FINE OF \$500. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$500 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.

**COMPLAINT NO:** 172640 **VIOLATION DATE:** 06/04/2015

D.B.A : HANGOVERS LOUNGE

ADDRESS : 20143 W LIVERNOIS

DETROIT MI 48221 COUNTY: WAYNE

LICENSEE(S): WATKINS, TAMEKA L INTEREST: IND

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 07-23-2014
BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM
APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 12-03-2014:

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 11-03-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON DISMISSED

11-13-2015 DISMISSED-FILE CLOSED, CC:MLCC SERV TRAIN COORD

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TO 11-30-2015

## ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 173160 VIOLATION DATE : 07/18/2015

SIMON'S MARKET D.B.A 2305 JUNCTION ADDRESS

> DETROIT MI 48209 COUNTY: WAYNE

LICENSEE(S): SIMON'S MARKET, INC. INTEREST : CRP

SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, DECOY 04-03 (20): (DPD, 4TH PREC, 15-38, LT CHARGE

QUARELLO AND OFC MORENO/CLERK KAMAL FARAG YATOUMA/ID NOT CHECKED)

11-02-2015 HEARING HELD SOUTHFIELD CLEMENTE/MCDOWELL/GIBSON RULE 15(E) COSTS \$21.68 COMM. ORDER :

> 11-10-2015 IN DETERMINING PENALTY, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS, SINCE SECURING MLCC LICENSURE ON AUGUST 6,

2014, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

FURTHER, AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$500 FOR THE ONE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS SHALL BE IMPOSED, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

IN ADDITION, THE COMMISSIONER ORDERS THE LICENSEE TO PAY \$21.68 FOR WITNESS FEES FOR THIS

HEARING.

COMPLAINT NO: 173488 VIOLATION DATE : 08/10/2015

JS FIELDS PUB & GRILL D.B.A

ADDRESS 18490 FORD

> DETROIT MI 48228 COUNTY: WAYNE

LICENSEE(S) : DT DREYFUS, LLC INTEREST :

FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 12-30-2014 CHARGE

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 02-09-2015 :

(MLCC SERVER TRAINING COORDINATOR)

10-26-2015 LIC ACK COMMISSIONER CLEMENTE COMM. ORDER :

> 11-23-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY OF \$150.00 FOR THE CHARGE IN THIS MATTER, WHICH IS DUE FORTY-FIVE (45) DAYS FROM THE MAILING OF THIS ORDER. THE COMMISSIONER ALSO ORDERS ALL LICENSES AND PERMITS FOR THIS LICENSEE AT THE ABOVE-NAMED LOCATION TO REMAIN IN ESCROW UNTIL ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL OR THE LICENSES AND PERMITS ARE TERMINATED PURSUANT TO THE PROVISIONS OF ADMINISTRATIVE RULE R 436.1107. THE COMMISSIONER FURTHER WARNS THE LICENSEE THAT FAILURE TO MAKE PAYMENT WITHIN THE TIME ALLOTTED MAY RESULT IN AN ADDITIONAL VIOLATION UNDER ADMINISTRATIVE RULE R 436.1029, WHICH MAY SUBJECT THE LICENSEE TO ADDITIONAL PENALTIES, INCLUDING REVOCATION OF THE LICENSES. AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE NOTED ADDRESS BE SUSPENDED 60 DAYS AFTER REACTIVATION OF THE CLASS C LICENSE, WITH SAID SUSPENSION BEING WAIVED IF DOCUMENTARY PROOF OF SERVER TRAINING IS PROVIDED IN ACCORDANCE WITH THE PROVISIONS OF THE ADMINISTRATIVE COMMISSIONERS DECEMBER 30, 2014, ORDER. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL SUCH TIME AS SATISFACTORY DOCUMENTARY PROOF OF SERVER TRAINING IS RECEIVED BY THE MLCC, OR IF THE SUBJECT CLASS C LICENSE IS TRANSFERRED TO A PERSON APPROVED BY THE COMMISSION, OR THE LICENSE AND PERMITS ARE TERMINATED UNDER THE PROVISIONS OF ADMINISTRATIVE RULE R 436.1107.

COMPLAINT NO: 173591 VIOLATION DATE: 09/14/2015

O'GRAND MARKET D.B.A : ADDRESS 11191 W GRAND RIVER

> DETROIT MI 48204 COUNTY: WAYNE

LICENSEE(S): SHS LIQUOR, INC. INTEREST : CRP

NSF CHECK \$4940.27 \*\*PAID NSF 10/14/15\*\* CHARGE 10-22-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$250 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWELVE (12) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF

THIS ORDER.

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### ORIGINAL DECISION REPORT FROM 11-01-2015

**COMPLAINT NO: 172639 VIOLATION DATE: 06/11/2015** 

D.B.A : ULTRA GRAND LOUNGE

**ADDRESS** : 24200-24202- 24204 W GRAND RIVER

DETROIT MI 48219 COUNTY: WAYNE

LICENSEE(S): ULTRA GRAND LOUNGE, LLC INTEREST: LLC

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 12-09-2014
BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM
APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 12-10-2014:

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 11-03-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON RULE 15(E)

11-12-2015 THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$300, AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIFTEEN (15) DAYS BE IMPOSED IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL RUN CONCURRENTLY, NOT CONSECUTIVELY, WITH ANY OTHER SUSPENSION THE MLCC ORDER FOR THIS LICENSEE.

AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED ADDRESS SUSPENDED FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION IS WAIVED IF WRITTEN PROOF OF SERVER TRAINING, ACCEPTABLE TO THE MLCC, IS PROVIDED TO THE MLCC IN ACCORDANCE WITH MLCC'S APPROVAL ORDER OF DECEMBER 9, 2014. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THIS PROOF OF SERVER TRAINING IS RECEIVED BY THE MLCC, OR THE LICENSES AND PERMITS ARE TERMINATED.

**COMPLAINT NO:** 173543 **VIOLATION DATE:** 09/18/2015

D.B.A : AMER'S LIQUOR
ADDRESS : 23960 GIBRALTAR

FLAT ROCK MI 48134 COUNTY: WAYNE

LICENSEE(S): AMER'S LIQUOR, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR DECOY #2 - 14GI-008 WITH DOB JANUARY 12, 1996
(19): (GROSSE ILE PD, DET PELLAND, ROCKWOOD PD, D/SGT MERCURE AND FLAT ROCK PD, OFC

HOFFMAN/CLERK LISA MARIE HERMAN/ID NOT CHECKED)

COMM. ORDER: 10-29-2015 LIC ACK COMMISSIONERCLEMENTE

11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500 FOR THE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWENTY FIVE (25) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM

THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 173615 **VIOLATION DATE:** 09/19/2015

D.B.A : GIBRALTAR SAV-MOR PHARMACY

ADDRESS : 29255 W JEFFERSON

GIBRALTAR MI 48173 COUNTY: WAYNE

LICENSEE(S): GIBRALTAR PHARMACY, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, 15-GI051 (20): (GIBRALTAR PD, OFC

MCINCHAK/CLERK LYNNE MARIE ELLIOTT/ID NOT CHECKED)

COMM. ORDER: 10-29-2015 LIC ACK COMMISSIONERCLEMENTE

11-19-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$800 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FORTY (40) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE

OF THIS ORDER.

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## ORIGINAL DECISION REPORT FROM 11-01-2015

TO 11-30-2015

COMPLAINT NO: 172713 VIOLATION DATE : 07/07/2015

NEW DODGE BAR D.B.A 8850 JOS CAMPAU ADDRESS

> HAMTRAMCK MI 48212 COUNTY: WAYNE

LICENSEE(S) : LEW ENTERPRISES, INC. INTEREST : CRP

NSF \$1423.35 \*\*\*NSF PAID 9-15-15\*\*\* CHARGE

10-22-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$250 FOR THE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THIRTEEN (13) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION. ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER

COMPLAINT NO: 172446 07/03/2015 VIOLATION DATE :

D.B.A ANTONIO'S ADDRESS 3710 HARRISON

> INKSTER MI 48141 COUNTY: WAYNE

LICENSEE(S) : ANTONIO HOLDINGS, LLC INTEREST : TITIC

: NSF CHECK \$1834.97 \*\*PAID NSF IN FULL 8/10/15\*\* CHARGE

COMM. ORDER : 10-23-2015 LIC ACK COMMISSIONERCLEMENTE

> 11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 FOR EACH CHARGE CITED ABOVE, FOR A TOTAL FINE OF \$300. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO

SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT

CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$300 IS

NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

COMPLAINT NO: 172488 VIOLATION DATE : 07/12/2015

ANTONIO'S D.B.A : ADDRESS 3710 HARRISON

> INKSTER MI 48141 COUNTY: WAYNE

LICENSEE(S) : ANTONIO HOLDINGS, LLC INTEREST : LLC

NSF CHECK \$1299.84 \*\*PAID NSF IN FULL 8/10/15\*\* CHARGE

10-23-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 FOR EACH CHARGE CITED ABOVE, FOR A TOTAL FINE OF \$300. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO

SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT

CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$300 IS

NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER

COMPLAINT NO: 172487 VIOLATION DATE : 07/10/2015

D.B.A ANTONIO'S 3710 HARRISON ADDRESS

> INKSTER MI 48141 COUNTY: WAYNE

LICENSEE(S) : ANTONIO HOLDINGS, LLC INTEREST : LLC

CHARGE NSF CHECK \$1925.78 \*\*PAID NSF IN FULL ON 8/10/15\*\*

10-23-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

11-20-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 FOR EACH CHARGE CITED

ABOVE, FOR A TOTAL FINE OF \$300. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO

SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT

CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$300 IS

NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

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## ORIGINAL DECISION REPORT FROM 11-01-2015

COMPLAINT NO: 172416 VIOLATION DATE : 04/17/2015

KICKERS, JOEY'S COMEDY CLUB D.B.A

36071 PLYMOUTH ADDRESS

> LIVONIA MI 48150 COUNTY: WAYNE

LICENSEE(S): B & Z RESTAURANT GROUP - DETROIT NO. 1, LLC INTEREST :

FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 10-08-2014 CHARGE

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 10-16-2014

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER : 10-28-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON ACK

11-06-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE

COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE SECURING MLCC LICENSURE ON OCTOBER 16, 2014, AT THE ABOVE LOCATION.

AS PENALTY, THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$300. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS

SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

COMPLAINT NO: 173597 VIOLATION DATE : 09/17/2015

BULLFROG BAR & GRILL D.B.A 15414 TELEGRAPH ADDRESS

> REDFORD MI 48239 COUNTY: WAYNE

LICENSEE(S) : TAYLOR/RICHARD GROUP, INC. INTEREST : CRP

NSF CHECK \$783.28 \*\*PAID NSF 10/9/15\*\* CHARGE

10-23-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 11-18-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 3 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

COMPLATNT NO: 172411 05/05/2015 VIOLATION DATE :

D.B.A

ADDRESS 12950 NORTHLINE :

> SOUTHGATE MI 48192 COUNTY: WAYNE

LICENSEE(S): 12950 NORTH LINE, LLC INTEREST :

FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 10-31-2014 CHARGE BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM

APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 11-03-2014 (MLCC SERVER TRAINING COORDINATOR)

10-28-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON ACK COMM. ORDER :

> 11-05-2015 AS PENALTY, THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$300. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY, NOT CONCURRENTLY WITH ANY

OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED ADDRESS SUSPENDED FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION SHALL BE WAIVED IF WRITTEN PROOF OF SERVER TRAINING, ACCEPTABLE TO THE MLCC, IS PROVIDED TO THE MLCC IN ACCORDANCE WITH THE MLCC'S LICENSING APPROVAL ORDER OF NOVEMBER 3, 2014. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL DOCUMENTARY (WRITTEN) PROOF OF SERVER TRAINING IS RECEIVED BY THE MLCC, OR THE LICENSES

AND PERMITS ARE TERMINATED.

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# ORIGINAL DECISION REPORT FROM 11-01-2015

**COMPLAINT NO:** 173000 **VIOLATION DATE:** 06/28/2015

D.B.A : ALIBI'S II

ADDRESS : 21535 VAN BORN

TAYLOR MI 48180 COUNTY: WAYNE

LICENSEE(S): HARBY, INC INTEREST: CRP

CHARGE : CANCELLED ITS LIQUOR LIABILITY INSURANCE WITHOUT PROVIDING 30 DAYS PRIOR WRITTEN NOTICE TO

THE COMMISSION : (LCC INV WEBSTER)

COMM. ORDER: 11-03-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON RULE 15(E)

11-13-2015 IN DETERMINING PENALTY FOR THE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS TWO (2) DISSIMILAR PREVIOUS VIOLATIONS SINCE SECURING MLCC LICENSURE ON JULY 31, 2013, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP.

THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$200 FOR THE SINGLE CHARGE FOR WHICH A VIOLATION WAS FOUND. THE COMMISSIONER HAS BEEN INFORMED THAT THE LICENSE IS IN ESCROW, AND THE BUSINESS IS CLOSED. THE TOTAL FINE OF \$200 IS DUE TO BE PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED.

THE COMMISSIONER ALSO ORDERS ALL LICENSES AND PERMITS ISSUED BY THE MLCC, TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION, REMAIN IN ESCROW UNTIL ALL OUTSTANDING FINES AND FEES ARE PAID; OR THE LICENSES AND PERMITS ARE TERMINATED.

THE COMMISSIONER FURTHER WARNS THE LICENSEE THAT FAILURE TO MAKE PAYMENT WITHIN THE TIME ALLOTTED MAY RESULT IN AN ADDITIONAL VIOLATION UNDER ADMINISTRATIVE RULE R 436.1029, WHICH MAY SUBJECT THE LICENSEE TO ADDITIONAL PENALTIES, INCLUDING REVOCATION OF LICENSE.

**COMPLAINT NO: 172694 VIOLATION DATE: 07/29/2015** 

D.B.A : BEVERAGE EXPRESS

ADDRESS : 1637 WEST

TRENTON MI 48183 COUNTY: WAYNE

LICENSEE(S): JUSTIN & COLLIN INC. INTEREST: CRP

CHARGE : SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, X-300 (20) : (LCC INV WARDZINSKI/CLERK JUSTIN

AZAR/ID CHECKED)

COMM. ORDER: 10-20-2015 HEARING HELD SOUTHFIELD GAFFNEY/NAFSO/GIBSON ACK

11-04-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS ONE PREVIOUS SIMILAR VIOLATION SINCE SECURING MLCC LICENSURE ON APRIL 30, 2007, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP.

AS PENALTY, THE COMMISSIONER THEREFORE, ORDERS A FINE OF \$600. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$600 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

**COMPLAINT NO: 172461 VIOLATION DATE: 07/16/2015** 

D.B.A : BEVERAGE EXPRESS

ADDRESS : 1637 WEST

TRENTON MI 48183 COUNTY: WAYNE

LICENSEE(S): JUSTIN & COLLIN INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, 15 GI-021 (18): (TRENTON PD, D/SGT

OAKLEY/CLERK RAINNA MUSSER/ID NOT CHECKED)

COMM. ORDER: 10-20-2015 HEARING HELD SOUTHFIELD GAFFNEY/NAFSO/GIBSON ACK COSTS \$176.80

11-04-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS ONE PREVIOUS SIMILAR VIOLATION SINCE SECURING MLCC LICENSURE ON APRIL 30, 2007, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP.

AS PENALTY, THE COMMISSIONER THEREFORE, ORDERS A FINE OF \$600. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$600 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

IN ADDITION, THE COMMISSIONER ORDERS THE LICENSEE TO PAY \$176.80 FOR WITNESS FEES FOR THIS

HEARING.

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